

Australian Capital Territory

Road Transport (Safety and Traffic Management) Amendment Regulation 2020 (No 1)

Subordinate law SL2020–4

made under the

Road Transport (Safety and Traffic Management) Act 1999, section 33 (General regulation-making power)

EXPLANATORY STATEMENT

Overview

This regulation amends the *Road Transport (Safety and Traffic Management) Regulation 2017*. Section 33 of the *Road Transport (Safety and Traffic Management) Act 1999* gives the Executive the power to make regulations for that Act.

The *Road Transport (Safety and Traffic Management) Act 1999* requires that a traffic offence detection device, which includes a radar speed measuring device, must be approved as an approved speed measuring device prior to its use within the ACT. Approved speed measuring devices are used to support road safety by detecting speeding offences.

This regulation contains an amendment to section 12 of the *Road Transport (Safety and Traffic Management) Regulation 2017* to include one additional device and remove two devices from the definition of *radar speed measuring devices*. Including these devices in the definition of a radar speed measuring device will mean they are approved speed measuring devices in accordance with section 13 of the *Road Transport (Safety and Traffic Management) Regulation 2017*.

Approving these additional devices will enable ACT Policing to use the latest technology in the detection of speeding offences.

Human rights implications

There are no human rights implications associated with this regulation.

Climate change implications

There are no climate change implications associated with this regulation.

CLAUSE NOTES

Clause 1 **Name of regulation**

This clause specifies the name of the regulation. This clause provides that the regulation may be cited as the *Road Transport (Safety and Traffic Management) Amendment Regulation 2020 (No 1)*.

Clause 2 **Commencement**

This clause provides for the commencement of the regulation. The regulation will commence the day after it is notified.

Clause 3 **Legislation amended**

This clause names the regulation that is being amended by this regulation. The regulation amends the *Road Transport (Safety and Traffic Management) Regulation 2017*.

Clause 4 **Section 12, definition of *radar speed measuring device*, paragraphs (d) and (e)**

This clause supports the introduction of a new radar speed measuring device and omits two devices from the current definition of radar speed measuring device. The clause contains an amendment to section 12 (d) and (e) of the *Road Transport (Safety and Traffic Management) Regulation 2017* to substitute two devices in the definition of *radar speed measuring device*, for one device known as the –

- Kustom Signals, Inc. Eagle 3 directional RADAR.

This clause omits the Kustom Signals, Inc. Silver Eagle and Kustom Signals, Inc. Silver Eagle II from the definition of *radar speed measuring device*. These two devices are longer in use.