

Road Transport (General) Chief Police Officer Delegation 2017 (No 1)

Notifiable instrument NI2017– 174

made under the

Road Transport (General) Act 1999, section 18 (Delegation of chief police officer's functions) and the *Road Transport (Offences) Regulation 2005*, section 8 (2) (Administering authority—Act, dict, def administering authority)

1 Name of instrument

This instrument is the Road Transport (General) Chief Police Officer Delegation 2017 (No 1).

2 Commencement

This instrument commences on the day after notification.

3 Defined terms

The dictionary in clause 5 provides definitions for this instrument.

4 Delegation of functions – infringement notices issued by authorised persons from the Infringement Office

(1) I, JUSTINE SAUNDERS, Chief Police Officer for the Australian Capital Territory, the administering authority for infringement notices as described in subsection 8 (2) of the *Road Transport (Offences) Regulation 2005*, delegate my functions under the provisions of the *Road Transport (General) Act 1999* specified in column 1 of schedule 1 to the person occupying or performing the duties of the position in column 3 of table 1 of schedule 1 subject to the provisions detailed in clause 4 (2).

(2) The functions may only be exercised in relation to infringement notices that have been issued to a vehicle other than a police vehicle or emergency vehicle.

5 Dictionary

In this instrument:

emergency vehicle, means any vehicle driven by a person who is:

- (a) an emergency worker; and
- (b) driving the vehicle in the course of his or her duties as an emergency worker.

emergency worker, means

- (a) a member of the ambulance service rendering or providing transport for sick or injured people; or
- (b) a member of the ambulance service, the fire and rescue service, the rural fire service or the SES providing transport in an emergency; or
- (c) a person who is declared by the road transport authority to be an emergency worker; or
- (d) a person defined as an emergency worker under a law of this jurisdiction.

police officer, means a member or special member of the Australian Federal Police.

police vehicle, means any vehicle driven by a person who is:

- (a) a police officer; and
- (b) driving the vehicle in the course of his or her duties as a police officer.

6 Revocation

I hereby revoke NI2016-334.

Justine Saunders APM

Chief Police Officer

for the Australian Capital Territory

5 April 2017

Schedule 1

Delegations in relation to functions under the *Road Transport (General) Act* relating to infringement notice offences mentioned in section 8 (2) of the *Road Transport (Offences) Regulation 2005*

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 29	Allow or refuse an application for extension of time to do things	E105 E141 E218 E346 E617 00867 04683 33121 37000 02498 31761 36998 36999 13861 19911 32048 01038 04686 04986 11968 11970 11971 17807 17811 17812 17819 17820 17821 21754 21755 21756 25954 32050 32057 32179 32187 34158 34449 37064 37065	Director Senior Manager Transport Manager Operations Manager Transport Licensing & Infringements Manager Traffic Camera Office Managers Infringements Assistant Managers Infringements Infringement Officers

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 35	Take action in response to an application for withdrawal of an infringement notice	E105 E141 E218 E346 E617 00867 04683 33121 37000 02498 31761 36998 36999 13861 19911 32048 01038 04686 04986 11968 11970 11971 17807 17811 17812 17819 17820 17821 21754 21755 21756 25954 32050 32057 32179 32187 34158 34449 37064 37065	Director Senior Manager Transport Manager Operations Manager Transport Licensing & Infringements Manager Traffic Camera Office Managers Infringements Assistant Managers Infringements Infringement Officers

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 36	Withdrawal of infringement notice	E105 E141 E218 E346 E617 00867 04683 33121 37000 02498 31761 36998 36999 13861 19911 32048 01038 04686 04986 11968 11970 11971 17807 17811 17812 17819 17820 17821 21754 21755 21756 25954 32050 32057 32179 32187 34158 34449 37064 37065	Director Senior Manager Transport Manager Operations Manager Transport Licensing & Infringements Manager Traffic Camera Office Managers Infringements Assistant Managers Infringements Infringement Officers

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 53	Take action where a person disputes liability for an infringement notice offence	E105 E141 E218 E346 E617 00867 04683 33121 37000 02498 31761 36998 36999 13861 19911 32048 01038 04686 04986 11968 11970 11971 17807 17811 17812 17819 17820 17821 21754 21755 21756 25954 32050 32057 32179 32187 34158 34449 37064 37065	Director Senior Manager Transport Manager Operations Manager Transport Licensing & Infringements Manager Traffic Camera Office Managers Infringements Assistant Managers Infringements Infringement Officers

Schedule 1 continued

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 56	Provide evidentiary certificates for proceedings for infringement notice offences	04683 33121 37000 02498 31761 36998 36999 13861 19911 32048	Manager Operations Manager Transport Licensing & Infringements Manager Traffic Camera Office Managers Infringements Assistant Managers Infringements