

# Road Transport (General) Access Canberra (Road Transport Authority Public Passenger Infringement Notice functions) Delegation 2019 (No 1)

Notifiable instrument NI2019–168

made under the

*Road Transport (General) Act 1999, section 54 (2) (Delegation of administering authority's functions delegated to the head of Access Canberra)*

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## 1 Name of instrument

This instrument is the *Road Transport (General) Access Canberra (Road Transport Authority Public Passenger Infringement Notice Functions) Delegation 2019 (No 1)*.

## 2 Commencement

This instrument commences on the day after it is signed.

## 3 Delegation

(1) I, head of Access Canberra, in my capacity as a delegate of the road transport authority as an administering authority, delegate those of my delegated powers and functions under Part 3 – Infringement notices for certain offences of the *Road Transport (General) Act 1999* specified in column 1 of schedule 1 to this instrument, to each person occupying or performing the duties, from time to time, of a position specified in the corresponding row of column 3 of schedule 1 to this instrument.

2) I, head of Access Canberra, in my capacity as a delegate of the road transport authority as an administering authority, delegate those of my delegated powers and functions under the *Road Transport (Offences) Regulation 2005* specified in column 1 of schedule 2 to this instrument, to each person occupying or performing the duties, from time to time, of a position specified in the corresponding row of column 3 of schedule 2 to this instrument.

Note: The Director-General of the Justice and Community Safety Directorate is a road transport authority pursuant to section 16 (3) of the *Road Transport (General) Act 1999* read with the *Administrative Arrangements 2018 (No 2)*.

The road transport authority is an administering authority pursuant to section 8 (1) of the *Road Transport (Offences) Regulation 2005*.

The Director-General of the Justice and Community Safety Directorate in that entity's capacities as both a road transport authority and an administering authority, has delegated an administering authority's functions under Part 3 – Infringement notices for certain offences of the *Road Transport (General) Act 1999*, to the head of Access Canberra.

The head of Access Canberra is a public employee and so a delegate of the administering authority described by section 54 (1) (b) of the *Road Transport (General) Act 1999* read with section 15 of the *Road Transport (Offences) Regulation 2005*. Consequently, pursuant to section 54 (2) of the *Road Transport (General) Act 1999*, the head of Access Canberra can delegate the administering authority functions delegated "to anyone else".

Dave Peffer

Head of Access Canberra

Delegate of the Director-General of the Justice and Community Safety Directorate in the Director-General's capacity as both a road transport and an administering authority

1 April 2019



Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Registration and Licence Officer
Section 31B (1), Part 3, <i>Road Transport (General) Act 1999</i>	Allow or refuse an application for an infringement notice management plan	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820 P17821 P21754 P21755 P21756 P25954	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Infringement Officer Infringement Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P32050 P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Infringement Officer Infringement Officer Registration and Licence Officer
Section 31B (2), Part 3, <i>Road Transport (General) Act 1999</i>	May seek further information relating to an application for an infringement notice management plan	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820 P17821 P21754 P21755	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Infringement Officer Infringement Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P21756 P25954 P32050 P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Infringement Officer Infringement Officer Registration and Licence Officer
Section 31B (3), Part 3, <i>Road Transport (General) Act 1999</i>	Allow for payment by instalments in prescribed circumstances	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820 P17821	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Infringement Officer Infringement Officer







Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
	work or social development program	P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31G (1), Part 3, <i>Road Transport (General) Act 1999</i>	Allow or refuse application for waiver of penalty	E218 P36222 P35718 P41143 P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Director Licensing and Registrations Deputy Director Deputy Director Deputy Director Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31G (2), Part 3, <i>Road Transport (General) Act 1999</i>	Request information to determine application for waiver	E218 P36222 P35718 P41143 P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Director Licensing and Registrations Deputy Director Deputy Director Deputy Director Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31G (3), Part 3, <i>Road Transport (General) Act 1999</i>	Grounds to be satisfied of when allowing application for waiver	E218 P36222 P35718 P41143 P00867 P37000 P02498 P31761 P36998 P36999	Director Licensing and Registrations Deputy Director Deputy Director Deputy Director Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P13861 P19911 P32048	Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31G (4), Part 3, <i>Road Transport (General) Act 1999</i>	Consult with director-general	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31G (5), Part 3, <i>Road Transport (General) Act 1999</i>	Inform applicant in writing of decision on application for waiver. If refuse must include reasons for refusal	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 35, Part 3, <i>Road Transport (General) Act 1999</i>	Take action in response to an application for withdrawal of an infringement notice	E218 P36222 P35718 P41143 P21223 P24490 P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038 P04686 P04986 P11968 P11970	Director Licensing and Registrations Deputy Director Deputy Director Deputy Director Senior Manager Transport Solutions Manager Public Transport and Audit Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Infringement Officer Infringement Officer Infringement Officer Infringement Officer



Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P04686	Infringement Officer
		P04986	Infringement Officer
		P11968	Infringement Officer
		P11970	Infringement Officer
		P11971	Infringement Officer
		P17807	Infringement Officer
		P17811	Infringement Officer
		P17812	Infringement Officer
		P17819	Infringement Officer
		P17820	Infringement Officer
		P17821	Infringement Officer
		P21754	Infringement Officer
		P21755	Infringement Officer
		P21756	Infringement Officer
		P25954	Infringement Officer
		P32050	Infringement Officer
		P32057	Infringement Officer
		P32179	Infringement Officer
		P32187	Infringement Officer
		P34158	Infringement Officer
		P37064	Infringement Officer
		P37065	Infringement Officer
		P41099	Infringement Officer
		P41100	Infringement Officer
		P41102	Infringement Officer
		P41103	Infringement Officer
		P00354	Registration and Licence Officer
		P01913	Registration and Licence Officer
		P02098	Registration and Licence Officer
		P10837	Registration and Licence Officer
		P11160	Registration and Licence Officer
		P11433	Registration and Licence Officer
		P12565	Registration and Licence Officer
Section 36A, Part 3, <i>Road Transport (General) Act 1999</i>	Cancel or amend infringement notice plan following decision on application for withdrawal	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations



Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P36999	Manager Infringements
		P13861	Assistant Manager Infringements
		P19911	Assistant Manager Infringements
		P32048	Assistant Manager Infringements
		P33199	Manager Business Development
		P04683	Manager Operations
		P33121	Manager Licensing
		P01038	Infringement Officer
		P04686	Infringement Officer
		P04986	Infringement Officer
		P11968	Infringement Officer
		P11970	Infringement Officer
		P11971	Infringement Officer
		P17807	Infringement Officer
		P17811	Infringement Officer
		P17812	Infringement Officer
		P17819	Infringement Officer
		P17820	Infringement Officer
		P17821	Infringement Officer
		P21754	Infringement Officer
		P21755	Infringement Officer
		P21756	Infringement Officer
		P25954	Infringement Officer
		P32050	Infringement Officer
		P32057	Infringement Officer
		P32179	Infringement Officer
		P32187	Infringement Officer
		P34158	Infringement Officer
		P37064	Infringement Officer
		P37065	Infringement Officer
		P41099	Infringement Officer
		P41100	Infringement Officer
		P41102	Infringement Officer
		P41103	Infringement Officer
		P00354	Registration and Licence Officer
		P01913	Registration and Licence Officer
		P02098	Registration and Licence Officer
		P10837	Registration and Licence Officer
		P11160	Registration and Licence Officer
		P11433	Registration and Licence Officer
		P12565	Registration and Licence Officer
Section 47A, Part 3, <i>Road Transport (General) Act 1999</i>	Inform road transport authority of compliance with	P00867 P37000 P02498	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
	infringement notice management plan following suspension for non compliance	P31761	Manager Infringements
		P36998	Manager Infringements
		P36999	Manager Infringements
		P13861	Assistant Manager Infringements
		P19911	Assistant Manager Infringements
		P32048	Assistant Manager Infringements
		P33199	Manager Business Development
		P04683	Manager Operations
		P33121	Manager Licensing
		P01038	Infringement Officer
		P04686	Infringement Officer
		P04986	Infringement Officer
		P11968	Infringement Officer
		P11970	Infringement Officer
		P11971	Infringement Officer
		P17807	Infringement Officer
		P17811	Infringement Officer
		P17812	Infringement Officer
		P17819	Infringement Officer
		P17820	Infringement Officer
		P17821	Infringement Officer
		P21754	Infringement Officer
		P21755	Infringement Officer
		P21756	Infringement Officer
		P25954	Infringement Officer
		P32050	Infringement Officer
		P32057	Infringement Officer
		P32179	Infringement Officer
		P32187	Infringement Officer
		P34158	Infringement Officer
		P37064	Infringement Officer
		P37065	Infringement Officer
		P41099	Infringement Officer
		P41100	Infringement Officer
		P41102	Infringement Officer
		P41103	Infringement Officer
		P00354	Registration and Licence Officer
		P01913	Registration and Licence Officer
		P02098	Registration and Licence Officer
		P10837	Registration and Licence Officer
		P11160	Registration and Licence Officer
		P11433	Registration and Licence Officer
		P12565	Registration and Licence Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 53, <i>Road Transport (General) Act 1999</i>	Take action where a person disputes liability for an infringement notice offence	P21223 P24490 P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Senior Manager Transport Solutions Manager Public Transport and Audit Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 53A, Part 3, <i>Road Transport (General) Act 1999</i>	Appoint authorised persons for infringement notice offences	E847 E105 E141 E218 E346 P36222 P35718 P41143 P21223 P00867	Chief Operating Officer Director Director Director, Licensing and Registrations Director Deputy Director Deputy Director Deputy Director Senior Manager Transport Solutions Senior Manager Transport Licensing
Section 56, Part 3, <i>Road Transport (General) Act 1999</i>	Provide evidentiary certificates for proceedings for infringement notice offences	E218 P36222 P35718 P41143 P21233 P24490 P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Director Licensing and Registrations Deputy Director Deputy Director Deputy Director Senior Manager Transport Solutions Manager Public Transport and Audit Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements

## Schedule 2

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
Section 11, <i>Road Transport (Offences) Regulation 2005</i>	Issue an authorised person with a unique number	E847	Chief Operating Officer
		E105	Director
		E141	Director
		E218	Director, Licensing and Registrations
		E346	Director
		P36222	Deputy Director
		P35718	Deputy Director
		P41143	Deputy Director
		P21223	Senior Manager Transport Solutions
P00867	Senior Manager Transport Licensing		
Section 14, <i>Road Transport (Offences) Regulation 2005</i>	Serve infringement notice on nominated person	P00867	Senior Manager Transport Licensing
		P37000	Senior Manager Infringements
		P02498	Manager Infringements
		P31761	Manager Infringements
		P36998	Manager Infringements
		P36999	Manager Infringements
		P13861	Assistant Manager Infringements
		P19911	Assistant Manager Infringements
		P32048	Assistant Manager Infringements
		P33199	Manager Business Development
		P04683	Manager Operations
		P33121	Manager Licensing
		P01038	Infringement Officer
		P04686	Infringement Officer
		P04986	Infringement Officer
		P11968	Infringement Officer
		P11970	Infringement Officer
		P11971	Infringement Officer
		P17807	Infringement Officer
		P17811	Infringement Officer
		P17812	Infringement Officer
		P17819	Infringement Officer
		P17820	Infringement Officer
		P17821	Infringement Officer
		P21754	Infringement Officer
		P21755	Infringement Officer
		P21756	Infringement Officer
		P25954	Infringement Officer
		P32050	Infringement Officer
		P32057	Infringement Officer
P32179	Infringement Officer		
P32187	Infringement Officer		
P34158	Infringement Officer		





Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Infringement Officer Registration and Licence Officer
Section 14D, <i>Road Transport (Offences) Regulation 2005</i>	Allow application out of time if reasonably believe special circumstances justify	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P21223 P24490 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820 P17821 P21754	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Senior Manager Transport Solutions Manager Public Transport and Audit Infringement Officer Infringement Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P21755 P21756 P25954 P32050 P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Infringement Officer Infringement Officer Registration and Licence Officer
Section 16B, <i>Road Transport (Offences) Regulation 2005</i>	Defer payment under an infringement notice management plan	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820	Senior Manager Transport Licensing Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Manager Business Development Manager Operations Manager Licensing Infringement Officer Infringement Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P17821	Infringement Officer
		P21754	Infringement Officer
		P21755	Infringement Officer
		P21756	Infringement Officer
		P25954	Infringement Officer
		P32050	Infringement Officer
		P32057	Infringement Officer
		P32179	Infringement Officer
		P32187	Infringement Officer
		P34158	Infringement Officer
		P37064	Infringement Officer
		P37065	Infringement Officer
		P41099	Infringement Officer
		P41100	Infringement Officer
		P41102	Infringement Officer
		P41103	Infringement Officer
		P00354	Registration and Licence Officer
		P01913	Registration and Licence Officer
		P02098	Registration and Licence Officer
		P10837	Registration and Licence Officer
		P11160	Registration and Licence Officer
		P11433	Registration and Licence Officer
		P12565	Registration and Licence Officer