

Road Transport (General) Access Canberra (Road Transport Authority Parking Infringement Notice functions) Delegation 2019 (No 1)

Notifiable instrument NI2019–454

made under the

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

1 Name of instrument

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

2 Commencement

This instrument commences on the day after it is signed.

3 Delegation

- (1) I, the chief operating officer of Access Canberra, in my capacity as a delegate of the Director-General of the Environment, Planning and Sustainable Development Directorate in that entity's capacities as both a road transport authority and 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, chief operating officer of Access Canberra, in my capacity as a delegate of the Director-General of the Environment, Planning and Sustainable Development Directorate in that entity's capacities as both a road transport authority and 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.

4 Revocation

This instrument revokes *Road Transport (General) Access Canberra (Road Transport Authority Parking Infringement Notice functions) Delegation 2018 (No 1)* (NI2018-746).

Note: The Director-General of the Environment, Planning and Sustainable Development 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 Environment, Planning and Sustainable Development 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* and under sections 11, 14, 14A, 14B, 14D and 16B of the *Road Transport (Offences) Regulation 2005*, to the chief operating officer of Access Canberra.

The chief operating officer 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 chief operating officer of Access Canberra can delegate the administering authority functions delegated "to anyone else".

Bruce Fitzgerald

A/g Chief Operating Officer of Access Canberra

Delegate of the Director-General of the Environment, Planning and Sustainable Development Directorate in the Director-General's capacity as both a road transport authority and an administering authority

10 July 2019

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	Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client 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	Director 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 Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client 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	Client Officer Client 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	Director 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 Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer

Column 1	Column 2	Column 3	Column 4
Section	Function	Position No	Position description
		P21754 P21755 P21756 P25954 P32050 P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Client Officer Client Officer
Section 31B (4), Part 3, <i>Road Transport (General) Act 1999</i>	Allow participation in a community work or social development program	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048	Director Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements
Section 31B (5), Part 3, <i>Road Transport (General) Act 1999</i>	May determine amount of instalments that must be paid under infringement notice management plan	P00867 P37000 P02498 P31761 P36998 P36999 P13861 P19911 P32048 P33199 P04683 P33121 P01038	Director 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 Client 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	Executive Branch Manager Senior Director Senior Director Senior Director Director 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	Executive Branch Manager Senior Director Senior Director Senior Director Director 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	Executive Branch Manager Senior Director Senior Director Senior Director Director Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements

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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	Director 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	Director 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	Executive Branch Manager Senior Director Senior Director Senior Director Director Manager Transport Solutions Director 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 Client Officer Client Officer Client Officer Client Officer Client Officer

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	Client Officer
		P04686	Client Officer
		P04986	Client Officer
		P11968	Client Officer
		P11970	Client Officer
		P11971	Client Officer
		P17807	Client Officer
		P17811	Client Officer
		P17812	Client Officer
		P17819	Client Officer
		P17820	Client Officer
		P17821	Client Officer
		P21754	Client Officer
		P21755	Client Officer
		P21756	Client Officer
		P25954	Client Officer
		P32050	Client Officer
		P32057	Client Officer
		P32179	Client Officer
		P32187	Client Officer
		P34158	Client Officer
		P37064	Client Officer
		P37065	Client Officer
		P41099	Client Officer
		P41100	Client Officer
		P41102	Client Officer
		P41103	Client Officer
		P00354	Client Officer
		P01913	Client Officer
		P02098	Client Officer
		P10837	Client Officer
		P11160	Client Officer
		P11433	Client Officer
		P12565	Client Officer
Section 47A, Part 3, <i>Road Transport (General) Act 1999</i>	Inform road transport authority of compliance with	P00867 P37000 P02498	Director 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	Client Officer
		P04686	Client Officer
		P04986	Client Officer
		P11968	Client Officer
		P11970	Client Officer
		P11971	Client Officer
		P17807	Client Officer
		P17811	Client Officer
		P17812	Client Officer
		P17819	Client Officer
		P17820	Client Officer
		P17821	Client Officer
		P21754	Client Officer
		P21755	Client Officer
		P21756	Client Officer
		P25954	Client Officer
		P32050	Client Officer
		P32057	Client Officer
		P32179	Client Officer
		P32187	Client Officer
		P34158	Client Officer
		P37064	Client Officer
		P37065	Client Officer
		P41099	Client Officer
		P41100	Client Officer
		P41102	Client Officer
		P41103	Client Officer
		P00354	Client Officer
		P01913	Client Officer
		P02098	Client Officer
		P10837	Client Officer
		P11160	Client Officer
		P11433	Client Officer
		P12565	Client 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	Director Manager Transport Solutions Director Senior Manager Infringements 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	E105 E141 E218 E1005 E1077 P36222 P35718 P41143 P21223 P00867	Executive Branch Manager Executive Branch Manager Executive Branch Manager Executive Branch Manager Executive Branch Manager Senior Director Senior Director Senior Director Director Director
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	Executive Branch Manager Senior Director Senior Director Senior Director Director Manager Transport Solutions Director Senior Manager Infringements Manager Infringements Manager Infringements Manager Infringements Manager Infringements Assistant Manager Infringements Assistant Manager Infringements Assistant Manager Infringements

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		P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client 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 P01038 P04686 P04986 P11968 P11970 P11971 P17807 P17811 P17812 P17819 P17820 P17821 P21754 P21755 P21756	Director 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 Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer

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Section	Function	Position No	Position description
		P25954 P32050 P32057 P32179 P32187 P34158 P37064 P37065 P41099 P41100 P41102 P41103 P00354 P01913 P02098 P10837 P11160 P11433 P12565	Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client 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 P17821 P21754	Director 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 Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer Client Officer

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Section	Function	Position No	Position description
		P21755	Client Officer
		P21756	Client Officer
		P25954	Client Officer
		P32050	Client Officer
		P32057	Client Officer
		P32179	Client Officer
		P32187	Client Officer
		P34158	Client Officer
		P37064	Client Officer
		P37065	Client Officer
		P41099	Client Officer
		P41100	Client Officer
		P41102	Client Officer
		P41103	Client Officer
		P00354	Client Officer
		P01913	Client Officer
		P02098	Client Officer
		P10837	Client Officer
		P11160	Client Officer
		P11433	Client Officer
		P12565	Client Officer