



Australian Capital Territory

Road Transport (Offences) Amendment Regulation 2020 (No 2)

Subordinate Law SL2020-22

The Australian Capital Territory Executive makes the following regulation under the *Road Transport (General) Act 1999*.

Dated 24 June 2020.

SHANE RATTENBURY
Minister

GORDON RAMSAY
Minister



Australian Capital Territory

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made under the

[Road Transport \(General\) Act 1999](#)

1 Name of regulation

This regulation is the *Road Transport (Offences) Amendment Regulation 2020 (No 2)*.

2 Commencement

This regulation commences on 1 July 2020.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This regulation amends the *Road Transport (Offences) Regulation 2005*.

4 Schedule 1, parts 1.2A to 1.2C*substitute***Part 1.2A Heavy Vehicle National Law (ACT)**

Note Offence penalties (other than penalties for s 567A and s 567B) are set under the [Heavy Vehicle National Law \(ACT\)](#), s 737 and the [Heavy Vehicle \(General\) National Regulation](#) (NSW), s 70. A summary of the penalties may be found on the [National Heavy Vehicle Regulator](#) website.

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty (see pt 1.2A, note)	column 5 infringement penalty (\$)	column 6 demerit points
1	25A (1)	keeping copy of PBS vehicle approval while driving		341	
2	25A (2)	keeping copy of PBS vehicle approval while driving		341	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
3	26D (1)	duty of executive of legal entity			
4	26E (1)	prohibited requests and contracts			
5	26E (2)	prohibited requests and contracts			
6	26F (1)	category 1 offence			
7	26G	category 2 offence			
8	26H	category 3 offence			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
9	60 (1)				
9.1	<ul style="list-style-type: none"> heavy vehicle standard does not relate to speed limiter 	compliance with heavy vehicle standards		341	
9.2	<ul style="list-style-type: none"> heavy vehicle standard relates to speed limiter 	compliance with heavy vehicle standards— speed limiter		685	
10	79 (2)	return of permit		454	
11	80 (1)	replacement of defaced etc permit			
12	81 (1)	contravening condition of vehicle standards exemption		454	
13	81 (2)	contravening condition of vehicle standards exemption		454	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
14	81 (3)	contravening condition of vehicle standards exemption		454	
15	82 (2)	keeping relevant document while driving under vehicle standards exemption (notice)		341	
16	82 (3)	keeping relevant document while driving under vehicle standards exemption (notice)		341	
17	83 (1)	keeping copy of permit while driving under vehicle standards exemption (permit)		341	
18	83 (2)	keeping copy of permit while driving under vehicle standards exemption (permit)		341	
19	83 (3)	keeping copy of permit while driving under vehicle standards exemption (permit)		341	
20	85 (1)	modifying heavy vehicle requires approval		341	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
21	85 (2)	modifying heavy vehicle requires approval		341	
22	86 (2)	approval of modifications by approved vehicle examiners		341	
23	87A (1)	person must not tamper with plate or label		341	
24	89 (1)	safety requirement		685	
25	90 (1)	requirement about properly operating emission control system		341	
26	90 (2)	requirement about properly operating emission control system		341	
27	90 (3)	requirement about properly operating emission control system		341	
28	91 (1)	person must not tamper with emission control system fitted to heavy vehicle			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
29	91 (2)	person must not tamper with emission control system fitted to heavy vehicle			
30	92 (2)	display of warning signs required by heavy vehicle standards on vehicles to which the requirement does not apply		341	
31	93 (1)	person must not tamper with speed limiter fitted to heavy vehicle			
32	93 (2)	person must not tamper with speed limiter fitted to heavy vehicle			
33	93 (3)	person must not tamper with speed limiter fitted to heavy vehicle			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
34	96 (1)				
34.1	<ul style="list-style-type: none"> minor risk breach 	compliance with mass requirements— minor risk breach		454	
34.2	<ul style="list-style-type: none"> substantial risk breach 	compliance with mass requirements— substantial risk breach		685	
34.3	<ul style="list-style-type: none"> severe risk breach 	compliance with mass requirements— severe risk breach			
35	102 (1)				
35.1	<ul style="list-style-type: none"> heavy vehicle without goods or passengers 	compliance with dimension requirements		341	
35.2	<ul style="list-style-type: none"> heavy vehicle with goods or passengers— minor risk breach 	compliance with dimension requirements—minor risk breach		341	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
35.3	<ul style="list-style-type: none"> heavy vehicle with goods or passengers—substantial risk breach 	compliance with dimension requirements—substantial risk breach		571	
35.4	<ul style="list-style-type: none"> heavy vehicle with goods or passengers—severe risk breach 	compliance with dimension requirements—severe risk breach			
36	109 (2)	warning signals required for rear projection of loads		341	
37	111 (1)				
37.1	<ul style="list-style-type: none"> minor risk breach 	compliance with loading requirements—minor risk breach		341	
37.2	<ul style="list-style-type: none"> substantial risk breach 	compliance with loading requirements—substantial risk breach		571	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
37.3	<ul style="list-style-type: none"> severe risk breach 	compliance with loading requirements— severe risk breach			
38	129 (1)	contravening condition of mass or dimension exemption generally		685	
39	129 (2)	contravening condition of mass or dimension exemption generally		685	
40	129 (3)	contravening condition of mass or dimension exemption generally		685	
41	130 (2)	contravening condition of mass or dimension exemption relating to pilot or escort vehicle		685	
42	130 (3)	contravening condition of mass or dimension exemption relating to pilot or escort vehicle			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
43	131 (1)	using pilot vehicle with a heavy vehicle that contravenes certain conditions of mass or dimension exemption		685	
44	132 (2)	keeping relevant document while driving under mass or dimension exemption (notice)		341	
45	132 (3)	keeping relevant document while driving under mass or dimension exemption (notice)		341	
46	133 (1)	keeping copy of permit while driving under mass or dimension exemption (permit)		341	
47	133 (2)	keeping copy of permit while driving under mass or dimension exemption (permit)		454	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
48	133 (3)	keeping copy of permit while driving under mass or dimension exemption (permit)		341	
49	134 (1)	displaying warning signs on vehicles if not required by dimension exemption		341	
50	134 (2)	displaying warning signs on vehicles if not required by dimension exemption		341	
51	137	using class 2 heavy vehicle		685	
52	150 (1)	contravening condition of class 2 heavy vehicle authorisation		685	
53	151 (2)	keeping relevant document while driving under class 2 heavy vehicle authorisation (notice)		341	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
54	151 (3)	keeping relevant document while driving under class 2 heavy vehicle authorisation (notice)		341	
55	152 (1)	keeping copy of permit while driving under class 2 heavy vehicle authorisation (permit)		341	
56	152 (2)	keeping copy of permit while driving under class 2 heavy vehicle authorisation (permit)		454	
57	152 (3)	keeping copy of permit while driving under class 2 heavy vehicle authorisation (permit)		341	
58	153A (1)	using restricted access vehicle		685	
59	181 (3)	return of permit		454	
60	182 (1)	replacement of defaced etc permit			
61	184 (1)	towing restriction		341	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
62	185 (1)	requirements about coupling trailers		685	
63	185 (2)	requirements about coupling trailers		685	
64	186 (2)	false or misleading transport documentation for goods			
65	186 (3)	false or misleading transport documentation for goods			
66	186 (4)	false or misleading transport documentation for goods			
67	186 (5)	false or misleading transport documentation for goods			
68	187 (2)	false or misleading information in container weight declaration			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
69	187 (3)	false or misleading information in container weight declaration			
70	190 (1)	duty of responsible entity		685	
71	191 (1)	duty of operator		685	
72	191 (3)	duty of operator		685	
73	192 (1)	duty of driver		685	
74	192 (2)	duty of driver		341	
75	193 (2)	weight of freight container exceeding weight stated on container or safety approval plate			
76	228 (1)	duty of driver to avoid driving while fatigued			3 (NS)

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
77	250 (1)				
77.1	<ul style="list-style-type: none"> minor risk breach 	operating under standard hours—solo drivers—minor risk breach		454	
77.2	<ul style="list-style-type: none"> substantial risk breach 	operating under standard hours—solo drivers—substantial risk breach		685	
77.3	<ul style="list-style-type: none"> severe risk breach 	operating under standard hours—solo drivers—severe risk breach		1 139	3 (NS)
77.4	<ul style="list-style-type: none"> critical risk breach 	operating under standard hours—solo drivers—critical risk breach			4 (NS)

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
78	251 (1)				
78.1	<ul style="list-style-type: none"> minor risk breach 	operating under standard hours—two-up drivers—minor risk breach		454	
78.2	<ul style="list-style-type: none"> substantial risk breach 	operating under standard hours—two-up drivers—substantial risk breach		685	
78.3	<ul style="list-style-type: none"> severe risk breach 	operating under standard hours—two-up drivers—severe risk breach		1 139	3 (NS)
78.4	<ul style="list-style-type: none"> critical risk breach 	operating under standard hours—two-up drivers—critical risk breach			4 (NS)

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
79	254 (1)				
79.1	<ul style="list-style-type: none"> minor risk breach 	operating under BFM hours—solo drivers—minor risk breach		454	
79.2	<ul style="list-style-type: none"> substantial risk breach 	operating under BFM hours—solo drivers—substantial risk breach		685	
79.3	<ul style="list-style-type: none"> severe risk breach 	operating under BFM hours—solo drivers—severe risk breach		1 139	3 (NS)
79.4	<ul style="list-style-type: none"> critical risk breach 	operating under BFM hours—solo drivers—critical risk breach			4 (NS)

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
80	256 (1)				
80.1	<ul style="list-style-type: none"> minor risk breach 	operating under BFM hours—two-up drivers—minor risk breach		454	
80.2	<ul style="list-style-type: none"> substantial risk breach 	operating under BFM hours—two-up drivers—substantial risk breach		685	
80.3	<ul style="list-style-type: none"> severe risk breach 	operating under BFM hours—two-up drivers—severe risk breach		1 139	3 (NS)
80.4	<ul style="list-style-type: none"> critical risk breach 	operating under BFM hours—two-up drivers—critical risk breach			4 (NS)

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
81	258 (1)				
81.1	<ul style="list-style-type: none"> minor risk breach 	operating under AFM hours—minor risk breach		454	
81.2	<ul style="list-style-type: none"> substantial risk breach 	operating under AFM hours—substantial risk breach		685	
81.3	<ul style="list-style-type: none"> severe risk breach 	operating under AFM hours—severe risk breach			3 (NS)
81.4	<ul style="list-style-type: none"> critical risk breach 	operating under AFM hours—critical risk breach			4 (NS)

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
82	260 (1)				
82.1	<ul style="list-style-type: none"> minor risk breach 	operating under exemption hours—minor risk breach		454	
82.2	<ul style="list-style-type: none"> substantial risk breach 	operating under exemption hours—substantial risk breach		685	
82.3	<ul style="list-style-type: none"> severe risk breach 	operating under exemption hours—severe risk breach			3 (NS)
82.4	<ul style="list-style-type: none"> critical risk breach 	operating under exemption hours—critical risk breach			4 (NS)
83	263 (1)	operating under new work and rest hours option after change		454	
84	264 (2)	duty of employer, prime contractor, operator and scheduler to ensure driver compliance			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
85	284 (2)	return of permit		685	
86	285 (1)	replacement of defaced etc permit			
87	286 (1)	contravening condition of work and rest hours exemption		685	
88	287 (2)	keeping relevant document while operating under work and rest hours exemption (notice)		341	
89	287 (3)	keeping relevant document while operating under work and rest hours exemption (notice)		341	
90	288 (1)	keeping copy of permit while driving under work and rest hours exemption (permit)		341	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
91	288 (2)	keeping copy of permit while driving under work and rest hours exemption (permit)		454	
92	288 (3)	keeping copy of permit while driving under work and rest hours exemption (permit)		341	
93	293 (1)	driver of fatigue-regulated heavy vehicle must carry work diary		685	
94	296 (1)	recording information under the national regulations—general		171	
95	297 (2)	information required to be recorded immediately after starting work		685	
96	298 (1)	failing to record information about odometer reading		171	
97	299	two-up driver to provide details		341	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
98	301	recording information in written work diary		171	
99	302	recording information in electronic work diary		171	
100	303	time zone of driver's base must be used		171	
101	305 (1)	driver must make supplementary records in particular circumstances		685	
102	305 (2)	driver must make supplementary records in particular circumstances		341	
103	305 (3)	driver must make supplementary records in particular circumstances		171	
104	306	driver must notify regulator if written work diary filled up etc		341	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
105	307 (2)	driver who is record keeper must notify regulator if electronic work diary filled up etc		341	
106	307 (3)	driver who is record keeper must notify regulator if electronic work diary filled up etc		341	
107	308 (1)	what driver must do if lost or stolen written work diary found or returned		341	
108	309 (2)	driver must notify record keeper if electronic work diary filled up etc		341	
109	310 (2)	intelligent access program reporting entity must notify record keeper if approved electronic recording system malfunctioning		685	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
110	311 (2)	what record keeper must do if electronic work diary filled up			
111	312 (2)	what record keeper must do if electronic work diary destroyed, lost or stolen			
112	312 (3)	what record keeper must do if electronic work diary destroyed, lost or stolen		685	
113	313 (2)	what record keeper must do if electronic work diary not in working order or malfunctioning			
114	313 (3)	what record keeper must do if electronic work diary not in working order or malfunctioning			
115	314 (2)	how electronic work diary must be used			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
116	314 (3)	how electronic work diary must be used			
117	315 (1)	ensuring driver complies with sdivs 1–4			
118	319 (1)	records record keeper must have		685	
119	319A (2)	general requirements about driver recording and giving information to record keeper		341	
120	319A (5)	general requirements about driver recording and giving information to record keeper			
121	321 (1)	records record keeper must have		685	
122	321 (3)	records record keeper must have		685	
123	322 (2)	general requirements about driver giving information to record keeper		341	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
124	322 (4)	general requirements about driver giving information to record keeper			
125	323 (2)	requirements about driver giving information to record keeper if driver changes record keeper		341	
126	323 (3)	requirements about driver giving information to record keeper if driver changes record keeper			
127	324 (2)	record keeper must give information from electronic work diary		341	
128	324A (2)	record keeper must give record to driver if requested		171	
129	325 (1)	false or misleading entries			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
130	326 (1)	when possessing, or recording information in, more than 1 work diary relating to the same period is prohibited			
131	326 (2)	when possessing, or recording information in, more than 1 work diary relating to the same period is prohibited			
132	327	possession of purported work records etc prohibited			
133	328	false representation about work records prohibited			
134	329	defacing or changing work records etc prohibited			
135	330 (1)	making entries in someone else's work records prohibited			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
136	331	destruction of particular work records prohibited			
137	332	offence to remove pages from written work diary			
138	335 (1)	person must not tamper with approved electronic recording system			
139	336 (1)	person using approved electronic recording system must not permit tampering with it			
140	336A (1)	reporting tampering or suspected tampering with electronic work diary			
141	337 (2)	intelligent access program reporting entity must not permit tampering with approved electronic recording system			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
142	341 (1)	period for which, and way in which, records must be kept		685	
143	341 (2)	period for which, and way in which, records must be kept		685	
144	341 (3)	period for which, and way in which, records must be kept		341	
145	341 (4)	period for which, and way in which, records must be kept		341	
146	341 (5)	period for which, and way in which, records must be kept		685	
147	341 (7)	period for which, and way in which, records must be kept		171	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
148	347	prohibition on using electronic work diary if it is not, and is not a part of, an approved electronic recording system			
149	354 (3)	requirements if approval amended		685	
150	354 (5)	requirements if approval amended		685	
151	355 (2)	requirements if approval cancelled		685	
152	355 (4)	requirements if approval cancelled		685	
153	355 (6)	requirements if approval cancelled		685	
154	373 (2)	return of permit		685	
155	374 (1)	replacement of defaced etc permit			
156	375	contravening condition of work diary exemption		685	

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
157	376 (2)	keeping relevant document while operating under work diary exemption (notice)		341	
158	376 (3)	keeping relevant document while operating under work diary exemption (notice)		341	
159	377	keeping permit or copy while operating under work diary exemption (permit)		341	
160	392 (2)	return of permit		685	
161	393 (1)	replacement of defaced etc permit			
162	395	contravening condition of fatigue record keeping exemption		685	
163	396 (2)	owner must maintain odometer		685	
164	397 (2)	driver must report malfunctioning odometer			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
165	398 (2)	what owner must do if odometer malfunctioning			
166	399 (2)	what employer or operator must do if odometer malfunctioning		685	
167	404 (1)	offence to give false or misleading information to intelligent access program service provider			
168	404 (4)	offence to give false or misleading information to intelligent access program service provider			
169	405 (1)	advising vehicle driver of collection of information by intelligent access program service provider			
170	406 (1)	reporting system malfunctions to regulator			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
171	406 (2)	reporting system malfunctions to regulator			
172	407 (1)	advising driver of driver's obligations about reporting system malfunctions			
173	408 (1)	reporting system malfunctions to operator			
174	408 (2)	reporting system malfunctions to operator			
175	410 (1)	collecting intelligent access program information			
176	410 (2)	collecting intelligent access program information			
177	411 (1)	keeping records of intelligent access program information collected			
178	412	protecting intelligent access program information			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
179	413 (1)	making individuals aware of personal information held			
180	413 (2)	making individuals aware of personal information held			
181	414 (1)	giving individuals access to their personal information			
182	415 (2)	correcting errors etc			
183	415 (4)	correcting errors etc			
184	416	general restriction on use and disclosure of intelligent access program information			
185	417	giving intelligent access program auditor access to records			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
186	419 (1)	keeping record of use or disclosure of intelligent access program information			
187	419 (3)	keeping record of use or disclosure of intelligent access program information			
188	420 (2)	keeping noncompliance report etc			
189	421 (1)	destroying intelligent access program information etc			
190	422 (2)	reporting relevant contraventions to regulator			
191	423 (1)	reporting tampering or suspected tampering with approved intelligent transport system			
192	423 (2)	reporting tampering or suspected tampering with approved intelligent transport system			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
193	424 (1)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
194	424 (3)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
195	424 (4)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
196	427 (1)	collecting intelligent access program information			
197	427 (2)	collecting intelligent access program information			

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column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
198	428	protecting intelligent access program information collected			
199	429 (1)	making individuals aware of personal information held			
200	429 (2)	making individuals aware of personal information held			
201	430 (1)	giving individuals access to their personal information			
202	431 (2)	correcting errors etc			
203	431 (5)	correcting errors etc			
204	432	general restriction on use and disclosure of intelligent access program information			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
205	434	restriction about intelligent access program information that may be used or disclosed			
206	435 (1)	keeping record of use or disclosure of intelligent access program information			
207	435 (3)	keeping record of use or disclosure of intelligent access program information			
208	436	keeping noncompliance reports			
209	437 (1)	destroying intelligent access program information or removing personal information from it			
210	438 (1)	reporting tampering or suspected tampering with, or malfunction or suspected malfunction of, approved intelligent transport system to regulator			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
211	439 (1)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
212	439 (3)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
213	441 (1)	collecting intelligent access program information			
214	441 (2)	collecting intelligent access program information			
215	442	protecting intelligent access program information collected			
216	443 (1)	making individuals aware of personal information held			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
217	444 (1)	giving individuals access to their personal information			
218	445 (2)	correcting errors etc			
219	445 (4)	correcting errors etc			
220	446	general restriction on use and disclosure of intelligent access program information			
221	448	restriction about intelligent access program information that may be used or disclosed			
222	449 (1)	keeping record of use or disclosure of intelligent access program information			
223	449 (2)	keeping record of use or disclosure of intelligent access program information			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
224	449 (3)	keeping record of use or disclosure of intelligent access program information			
225	450 (1)	destroying intelligent access program information or removing personal information from it			
226	451	reporting contraventions by intelligent access program service providers to TCA			
227	452	reporting tampering or suspected tampering with approved intelligent transport system to regulator or TCA			
228	453 (1)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
229	453 (2)	restriction on disclosing information about tampering or suspected tampering with approved intelligent transport system			
230	454 (1)	offence to tamper with approved intelligent transport system			
231	454 (2)	offence to tamper with approved intelligent transport system			
232	466 (2A)	accreditation labels for maintenance management accreditation and mass management accreditation		341	
233	466 (2B)	accreditation labels for maintenance management accreditation and mass management accreditation		341	

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
234	467	compliance with conditions of BFM accreditation or AFM accreditation		685	
235	468 (1)	driver operating under BFM accreditation or AFM accreditation must carry accreditation details		341	
236	468 (3)	driver operating under BFM accreditation or AFM accreditation must carry accreditation details		341	
237	469 (2)	driver must return particular documents if stops operating under BFM accreditation or AFM accreditation etc		454	
238	470 (2)	general requirements applying to operator with heavy vehicle accreditation			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
239	470 (3)	general requirements applying to operator with heavy vehicle accreditation		685	
240	470 (4)	general requirements applying to operator with heavy vehicle accreditation			
241	470 (5)	general requirements applying to operator with heavy vehicle accreditation			
242	470 (6)	general requirements applying to operator with heavy vehicle accreditation			
243	470 (8)	general requirements applying to operator with heavy vehicle accreditation		341	
244	471 (2)	operator must give notice of amendment, suspension or ending of heavy vehicle accreditation		685	

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
245	471 (3)	operator must give notice of amendment, suspension or ending of heavy vehicle accreditation		454	
246	476 (2)	return of accreditation certificate		685	
247	477 (1)	replacement of defaced etc accreditation certificate			
248	478 (1)	offences relating to auditors			
249	478 (2)	offences relating to auditors			
250	478 (3)	offences relating to auditors			
251	478 (4)	offences relating to auditors			
252	488	return of identity card		454	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
253	513 (4)	direction to stop heavy vehicle to enable exercise of other powers		685	
254	514 (3)	direction not to move or interfere with heavy vehicle etc to enable exercise of other powers		685	
255	516 (3)	direction to move heavy vehicle to enable exercise of other powers		685	
256	517 (4)	direction to move heavy vehicle if causing harm etc		685	
257	522 (5)	power to order presentation of heavy vehicles for inspection		685	
258	524 (5)	direction to leave heavy vehicle		685	
259	526 (4)	issue of vehicle defect notice		341	

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
260	528 (3)	defective vehicle labels		341	
261	529				
261.1	<ul style="list-style-type: none"> minor defect 	using defective heavy vehicles contrary to vehicle defect notice—minor defect		685	1 (NS)
261.2	<ul style="list-style-type: none"> major defect 	using defective heavy vehicles contrary to vehicle defect notice—major defect		685	3 (NS)
261.3	<ul style="list-style-type: none"> self-clearing defect 	using defective heavy vehicle contrary to vehicle defect notice—self-clearing defect		341	
262	531 (4)	amendment or withdrawal of vehicle defect notices		341	
263	533 (7)	powers for minor risk breach of mass, dimension or loading requirement		1 139	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
264	534 (5)	powers for substantial risk breach of mass, dimension or loading requirement		1 139	
265	535 (5)	powers for severe risk breach of mass, dimension or loading requirement			
266	542 (1)	compliance with requirement under this division			
267	553 (3)	requirement of person in control of thing to be seized			
268	558 (1)	noncompliance with embargo notice			
269	558 (3)	noncompliance with embargo notice			
270	559 (3)	power to secure embargoed thing			
271	559 (4)	power to secure embargoed thing			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
272	559 (5)	power to secure embargoed thing			
273	567 (4)	power to require name, address and date of birth		341	
274	567A	power to require production of driver licence	20pu	203	
275	567B	power to require people to disclose identity of driver	20pu	297	

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty (see pt 1.2A, note)	column 5 infringement penalty (\$)	column 6 demerit points
276 276.1 276.2	568 (3) • requirement to produce driver licence • requirement to produce document, device or other thing	power to require production of document etc required to be in driver's possession— driver licence power to require production of document etc required to be in driver's possession— document, device or other thing		685 an amount equal to 10% of the amount of the maximum penalty for an offence of failing to keep the document device or other thing in the driver's possession	

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
277	568 (7)	power to require production of document etc required to be in driver's possession		341	
278	569 (2)	power to require production of documents etc generally		685	
279	569 (7)	power to require production of documents etc generally		341	
280	570 (3)	power to require information about heavy vehicles			
281	570A (5)	requiring information			
282	573 (1)	contravention of improvement notice			
283	576C	compliance with prohibition notice			
284	577 (4)	power to require reasonable help			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
285	584 (1)	obstructing authorised officer			
286	585	impersonating authorised officer			
287	590B (2)	effect of undertaking			
288	604	contravention of supervisory intervention order			
289	610	contravention of prohibition order			
290	636 (1)	liability of executive officers of corporation			
291	637 (4)	treatment of unincorporated partnerships			
292	638 (4)	treatment of other unincorporated bodies			
293	697 (3)	general duties of persons exercising functions under this law			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
294	699 (1)	discrimination against or victimisation of employees			
295	699 (2)	discrimination against or victimisation of employees			
296	700 (4)	order for damages or reinstatement			
297	701 (1)	false or misleading statements			
298	701 (2)	false or misleading statements			
299	702 (1)	false or misleading documents			
300	702 (3)	false or misleading documents			
301	703 (1)	false or misleading information given by responsible person to another responsible person			

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
302	703 (2)	false or misleading information given by responsible person to another responsible person			
303	704 (1)	offence to falsely represent that heavy vehicle authority is held etc			
304	704 (2)	offence to falsely represent that heavy vehicle authority is held etc			
305	704 (3)	offence to falsely represent that heavy vehicle authority is held etc			
306	728 (1)	duty of confidentiality for protected information			
307	728A (1)	duty of confidentiality for electronic work diary protected information			

Section 4

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty <small>(see pt 1.2A, note)</small>	column 5 infringement penalty (\$)	column 6 demerit points
308	729 (1)	protected information only to be used for authorised use			
309	729 (3)	protected information only to be used for authorised use			
310	729A (1)	electronic work diary protected information only to be used for electronic work diary authorised use			
311	729A (2)	electronic work diary protected information only to be used for electronic work diary authorised use			

Part 1.2B Heavy Vehicle (Mass, Dimension and Loading) National Regulation

Note Offence penalties are set under the [Heavy Vehicle National Law \(ACT\)](#), s 737 and the [Heavy Vehicle \(General\) National Regulation](#) (NSW), s 70. A summary of the penalties may be found on the [National Heavy Vehicle Regulator](#) website.

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty (see pt 1.2B, note)	column 5 infringement penalty (\$)	column 6 demerit points
1	16 (2)	contravening conditions applying to HML heavy vehicles being used in an area or on a route declared by an HML declaration		341	
2	28	contravening conditions of HML permit		341	
3	34 (2)	return of HML permit		454	
4	35 (1)	replacement of defaced etc HML permit			

Part 1.2C Heavy Vehicle (Fatigue Management) National Regulation

Note Offence penalties are set under the [Heavy Vehicle National Law \(ACT\)](#), s 737 and the [Heavy Vehicle \(General\) National Regulation \(NSW\)](#), s 70. A summary of the penalties may be found on the [National Heavy Vehicle Regulator](#) website.

column 1 item	column 2 offence provision and, if relevant, case	column 3 short description	column 4 offence penalty (see pt 1.2C, note)	column 5 infringement penalty (\$)	column 6 demerit points
1	18A (1)	change between forms of work diary		171	

Endnotes

1 Notification

Notified under the [Legislation Act](#) on 25 June 2020.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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