

## Ministerial Exemption (Emergency Services Fatigue Management and Speeding Compliance) Order 2008

Under the

ROAD TRANSPORT (GENERAL) ACT 2005

I, Michael Daley, Minister for Roads, pursuant to section 16 of the *Road Transport (General) Act 2005*, make the following Order.

Michael Daley MLA  
Minister for Roads

### 1 Citation

This Order is the *Ministerial Exemption (Emergency Services Fatigue Management and Speeding Compliance) Order 2008*.

### 2 Commencement

This Order takes effect on 6 October 2008.

### 3 Effect

This Order has effect until it is revoked by another order published in the Gazette.

### 4 Definitions

Unless stated otherwise, words and expressions used in this Order have the same meaning as those defined in the *Road Transport (General) Regulation 2005*.

### 5 Exemption from requirements of the Road Transport (General) Regulation 2005

Pursuant to section 16(1) of the Road Transport (General) Act 2005, Part 6 and Part 7 of the *Road Transport (General) Regulation 2005* are declared not to apply to a driver of a regulated heavy vehicle if the driver is engaged on a journey in the course of duties undertaken for an emergency service.

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### Explanatory Notes:

The following words and expressions used in this Exemption Order are defined in the *Road Transport (General) Regulation 2005*, as follows:

**bus** is a motor vehicle built mainly to carry people that seats over 12 adults (including the driver).

**driver** of a regulated heavy vehicle includes an employed driver and a self-employed driver.

**emergency service** is any organisation that has a statutory responsibility to respond to an emergency and includes:

- (a) an ambulance service, and
- (b) an emergency auxiliary, and
- (c) a fire brigade, including a volunteer fire brigade, and
- (d) a police service or force, and
- (e) a disaster or emergency organisation of the Commonwealth or a State or Territory.

**heavy truck** is:

- (a) a motor vehicle (except a bus or tram) with a GVM over 12 tonnes; or
- (b) a motor vehicle (except a bus or tram) that is part of a combination, if the total of the GVMs of the vehicles in the combination is over 12 tonnes.

**regulated heavy vehicle** is :

- (a) a heavy truck; or
- (b) a bus.