



New South Wales

Heavy Vehicle (Adoption of National Law) Amendment (Infringement Notice Penalties) Regulation 2024

under the

Heavy Vehicle (Adoption of National Law) Act 2013

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Heavy Vehicle (Adoption of National Law) Act 2013*.

JO HAYLEN, MP
Minister for Transport

Explanatory note

The object of this regulation is to increase the amounts payable under infringement notices for offences under the *Heavy Vehicle National Law (NSW)*, *Heavy Vehicle (Fatigue Management) National Regulation (NSW)* and *Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)* to ensure the amounts are consistent nationally.

This regulation is made under the *Heavy Vehicle (Adoption of National Law) Act 2013*, including sections 12(6) and 28, the local regulation-making power.

Heavy Vehicle (Adoption of National Law) Amendment (Infringement Notice Penalties) Regulation 2024

under the

Heavy Vehicle (Adoption of National Law) Act 2013

1 Name of regulation

This regulation is the *Heavy Vehicle (Adoption of National Law) Amendment (Infringement Notice Penalties) Regulation 2024*.

2 Commencement

This regulation commences on 1 July 2024.

Schedule 1 Amendment of Heavy Vehicle (Adoption of National Law) Regulation 2022

Schedule 1 Infringement notice offences

Omit Schedule 1, table. Insert instead—

Provision	Penalty
Offences under Heavy Vehicle National Law (NSW)	
Section 25A(1)	\$398
Section 25A(2)	\$398
Section 60(1)—	
(a) for contravention of a heavy vehicle standard relating to a speed limiter	\$800
(b) otherwise	\$398
Section 79(2)	\$530
Section 81(1)	\$530
Section 81(2)	\$530
Section 81(3)	\$530
Section 82(2)	\$398
Section 82(3)	\$398
Section 83(1)	\$398
Section 83(2)	\$398
Section 83(3)	\$398
Section 85(1)	\$398
Section 85(2)	\$398
Section 86(2)	\$398
Section 87A(1)	\$398
Section 89(1)	\$800
Section 90(1)	\$398
Section 90(2)	\$398
Section 90(3)	\$398
Section 92(2)	\$398
Section 96(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 102(1)—	
(a) if the heavy vehicle does not have goods or passengers in it	\$398
(b) if the heavy vehicle has goods or passengers in it—	
(i) for a minor risk breach	\$398

Provision	Penalty
(ii) for a substantial risk breach	\$666
Section 109(2)	\$398
Section 111(1)—	
(a) for a minor risk breach	\$398
(b) for a substantial risk breach	\$666
Section 129(1)	\$800
Section 129(2)	\$800
Section 129(3)	\$800
Section 130(2)	\$800
Section 131(1)	\$800
Section 132(2)	\$398
Section 132(3)	\$398
Section 133(1)	\$398
Section 133(2)	\$530
Section 133(3)	\$398
Section 134(1)	\$398
Section 134(2)	\$398
Section 137	\$800
Section 150(1)	\$800
Section 151(2)	\$398
Section 151(3)	\$398
Section 152(1)	\$398
Section 152(2)	\$530
Section 152(3)	\$398
Section 153A(1)	\$800
Section 181(3)	\$530
Section 184(1)	\$398
Section 185(1)	\$800
Section 185(2)	\$800
Section 190(1)	\$800
Section 191(1)	\$800
Section 191(3)	\$800
Section 192(1)	\$800
Section 192(2)	\$398
Section 250(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800

Provision	Penalty
(c) for a severe risk breach	\$1,331
Section 251(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 254(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 256(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
(c) for a severe risk breach	\$1,331
Section 258(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 260(1)—	
(a) for a minor risk breach	\$530
(b) for a substantial risk breach	\$800
Section 263(1)	\$530
Section 284(2)	\$800
Section 286(1)	\$800
Section 287(2)	\$398
Section 287(3)	\$398
Section 288(1)	\$398
Section 288(2)	\$530
Section 288(3)	\$398
Section 293(1)	\$800
Section 296(1)	\$200
Section 297(2)	\$800
Section 298(1)	\$200
Section 299	\$398
Section 301	\$200
Section 302	\$200
Section 303	\$200
Section 305(1)	\$800
Section 305(2)	\$398

Provision	Penalty
Section 305(3)	\$200
Section 306	\$398
Section 307(2)	\$398
Section 307(3)	\$398
Section 308(1)	\$398
Section 309(2)	\$398
Section 310(2)	\$800
Section 312(3)	\$800
Section 319(1)	\$800
Section 319A(2)	\$398
Section 321(1)	\$800
Section 321(3)	\$800
Section 322(2)	\$398
Section 323(2)	\$398
Section 324(2)	\$398
Section 324A(2)	\$200
Section 341(1)	\$800
Section 341(2)	\$800
Section 341(3)	\$398
Section 341(4)	\$398
Section 341(5)	\$800
Section 341(7)	\$200
Section 354(3)	\$800
Section 354(5)	\$800
Section 355(2)	\$800
Section 355(4)	\$800
Section 355(6)	\$800
Section 373(2)	\$800
Section 375	\$800
Section 376(2)	\$398
Section 376(3)	\$398
Section 377	\$398
Section 392(2)	\$800
Section 395	\$800
Section 396(2)	\$800
Section 399(2)	\$800
Section 466(2A)	\$398

Provision	Penalty
Section 466(2B)	\$398
Section 467	\$800
Section 468(1)	\$398
Section 468(3)	\$398
Section 469(2)	\$530
Section 470(3)	\$800
Section 470(8)	\$398
Section 471(2)	\$800
Section 471(3)	\$530
Section 476(2)	\$800
Section 488	\$530
Section 513(4)	\$800
Section 514(3)	\$800
Section 516(3)	\$800
Section 517(4)	\$800
Section 522(5)	\$800
Section 524(5)	\$800
Section 526(4)	\$398
Section 528(3)	\$398
Section 529—	
(a) for a major defect notice or minor defect notice	\$800
(b) for a self-clearing defect notice	\$398
Section 531(4)	\$398
Section 533(7)	\$1,331
Section 534(5)	\$1,331
Section 567(4)	\$398
Section 568(3)—	
(a) for failure to comply with a requirement under section 568(2)(a)	\$800
(b) for failure to comply with a requirement under section 568(2)(b)	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 568(7)	\$398
Section 569(2)	\$800
Section 569(7)	\$398
Offences under Heavy Vehicle (Fatigue Management) National Regulation (NSW)	

Provision	Penalty
Section 18A(1)	\$200
Offences under Heavy Vehicle (Mass, Dimension and Loading) National Regulation (NSW)	
Section 16(2)	\$398
Section 28	\$398
Section 34(2)	\$530
