

South Australia

# Heavy Vehicle National Law (South Australia) (Fees) Regulations 2013

under the *Heavy Vehicle National Law (South Australia) Act 2013*

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### 1—Short title

These regulations may be cited as the *Heavy Vehicle National Law (South Australia) (Fees) Regulations 2013*.

### 3—Interpretation

In these regulations, unless the contrary intention appears—

*Act* means the *Heavy Vehicle National Law (South Australia) Act 2013*;

*further inspection* of a heavy vehicle means an inspection of the vehicle undertaken to determine if matters identified by a previous inspection have been addressed;

*Law* means the *Heavy Vehicle National Law (South Australia)*;

*Metropolitan Adelaide* has the same meaning as in the *Development Act 1993*;

*route assessment*—see Schedule 1, item 9;

*Transport Department* means the administrative unit of the Public Service that is responsible for assisting a Minister in the administration of the Act.

### 4—Fees

- (1) The fees set out in Schedule 1 are payable as set out in the Schedule.
- (2) A fee payable for booking an inspection must be paid when the booking is made.
- (3) A fee payable for an inspection or route assessment must be paid prior to the inspection or assessment.
- (4) If a heavy vehicle is a heavy combination, a fee is payable for an inspection of each component vehicle of the combination.

- (5) If more than 1 fee becomes payable for an inspection under Schedule 1 (other than an inspection for the purposes of a route assessment), only the higher or highest fee (as the case may be) need be paid.

**Example—**

If a heavy vehicle is required to be inspected for a mass and dimension authority and for the purposes of a modification or defect clearance, only the higher fee is payable.

- (6) If, as a result of a heavy vehicle being required to be inspected for the purposes of both the Law and the *Road Traffic Act 1961*, an inspection fee becomes payable under both Schedule 1 and the *Road Traffic (Miscellaneous) Regulations 2014*, only the higher of the fees need be paid to either the Transport Department or the Central Inspection Authority (as the case may be).

**Example—**

If a bus is required to be inspected for the purpose of carrying passengers under section 163D of the *Road Traffic Act 1961* and for the purposes of a defect clearance, only the higher fee is payable.

## Schedule 1—Fees

| Description  | Fee   |
|--|-------|
| 1 Fee payable to the Transport Department in relation to the grant, amendment, cancellation or suspension of a mass or dimension authority, or vehicle standards exemption   |       |
| (1) for an inspection of a heavy vehicle (other than a trailer)  | \$343 |
| (2) for an inspection of a trailer (other than a converter dolly)  | \$173 |
| (3) for an inspection of a converter dolly   | \$86  |
| (4) for a further inspection of any vehicle referred to in a preceding subitem   | \$86  |
| (5) for inspecting a special purpose vehicle at premises (within Metropolitan Adelaide) specified by the operator of the vehicle on the request of the operator—in addition to any relevant fee referred to in a preceding subitem | \$88  |
| (6) for booking an inspection or further inspection  | \$26  |
| 2 Fee payable to the Transport Department in relation to compliance with a condition of a vehicle standards exemption, or mass or dimension authority  |       |
| (1) for an inspection of a heavy vehicle (other than a trailer)  | \$343 |
| (2) for an inspection of a trailer (other than a converter dolly)  | \$173 |
| (3) for an inspection of a converter dolly   | \$86  |
| (4) for a further inspection of any vehicle referred to in a preceding subitem   | \$86  |
| (5) for booking an inspection or further inspection  | \$26  |
| 3 Fee payable to the Transport Department in relation to the approval by the Regulator of a vehicle modification (section 87 of the Law)   |       |
| (1) for an inspection of a heavy vehicle (other than a trailer)  | \$257 |
| (2) for an inspection of a trailer (other than a converter dolly)  | \$173 |
| (3) for an inspection of a converter dolly   | \$86  |
| (4) for a further inspection of any vehicle referred to in a preceding subitem   | \$86  |

| <b>Description</b>  | <b>Fee</b> |
|---|------------|
| (5) for booking an inspection or further inspection   | \$26       |
| 4 Fee payable to the Transport Department—  |            |
| • in relation to heavy vehicle standards; or  |            |
| • to ensure the condition of a heavy vehicle, and any of its components or equipment, does not make use of the vehicle unsafe or endanger public safety                                       |            |
| (1) for an inspection of a heavy vehicle (other than a trailer)   | \$257      |
| (2) for an inspection of a trailer (other than a converter dolly)   | \$173      |
| (3) for an inspection of a converter dolly  | \$86       |
| (4) for a further inspection of any vehicle referred to in a preceding subitem  | \$86       |
| (5) for booking an inspection or further inspection   | \$26       |
| 5 Fee payable to the Transport Department in relation to maintenance management accreditation (including the determination of an application for such accreditation (section 459 of the Law)) |            |
| (1) if the heavy vehicle is nominated to be used in a class 1, 2 or 3 heavy combination—  |            |
| (a) for an inspection of a heavy vehicle (other than a trailer)   | \$343      |
| (b) for an inspection of a trailer (other than a converter dolly)   | \$173      |
| (c) for an inspection of a converter dolly  | \$86       |
| (d) for a further inspection of any vehicle referred to in a preceding subsubitem   | \$86       |
| (e) for booking an inspection or further inspection   | \$26       |
| (2) in any other case—  |            |
| (a) for an inspection of a heavy vehicle (other than a trailer)   | \$257      |
| (b) for an inspection of a trailer (other than a converter dolly)   | \$173      |
| (c) for an inspection of a converter dolly  | \$86       |
| (d) for a further inspection of any vehicle referred to in a preceding subsubitem   | \$86       |
| (e) for booking an inspection or further inspection   | \$26       |
| 6 Fee payable to the Transport Department for an inspection required by notice under section 522 of the Law in relation to any purpose not otherwise covered under this Schedule—             |            |
| (1) for an inspection of a heavy vehicle (other than a trailer)   | \$257      |
| (2) for an inspection of a trailer (other than a converter dolly)   | \$173      |
| (3) for an inspection of a converter dolly  | \$86       |
| (4) for a further inspection of any vehicle referred to in a preceding subitem  | \$86       |
| (5) for booking an inspection or further inspection   | \$26       |
| 7 Fee payable to the Transport Department in relation to clearing a defect notice (section 530 of the Law)  |            |
| (1) for an inspection of a heavy vehicle (other than a trailer)   | \$257      |
| (2) for an inspection of a trailer (other than a converter dolly)   | \$173      |
| (3) for an inspection of a converter dolly  | \$86       |

| <b>Description</b>   | <b>Fee</b>   |
|--|--|
| (4) for a further inspection of any vehicle referred to in a preceding subitem   | \$86   |
| (5) for booking an inspection or further inspection  | \$26   |
| 8 Fee payable to SA Police in relation to clearing a defect notice (section 530 of the Law)  |  |
| for a police officer at a police station inspecting a heavy vehicle and certifying that the required repairs have been made to the vehicle to stop the vehicle from being a defective heavy vehicle  | \$60   |
| 9 Fee payable to a road manager (section 159 of the Law)   |  |
| for a route assessment required for the road manager to decide whether or not to give consent for a mass or dimension exemption (permit) or class 2 heavy vehicle authorisation (permit) involving (for example) the inspection of a heavy vehicle, the assessment of plans, maps or specifications, the survey or inspection of proposed routes, the examination of bridges or other transport infrastructure, the determination of road work or other work required to enable the use of a proposed route, the consideration of any conditions that may be applicable to the permit, etc | the fee payable is the reasonable cost of providing the assessment |

## Legislative history

### Notes

- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations and variations

New entries appear in bold.

| Year        | No         | Reference                             | Commencement         |
|-------------|------------|---------------------------------------|----------------------|
| 2013        | 297        | <i>Gazette 19.12.2013 p5027</i>       | 10.2.2014: r 2       |
| 2014        | 73         | <i>Gazette 5.6.2014 p2313</i>         | 1.7.2014: r 2        |
| 2014        | 211        | <i>Gazette 31.7.2014 p3821</i>        | 1.9.2014: r 2        |
| 2015        | 92         | <i>Gazette 18.6.2015 p2643</i>        | 1.7.2015: r 2        |
| 2016        | 86         | <i>Gazette 23.6.2016 p2219</i>        | 1.7.2016: r 2        |
| 2017        | 121        | <i>Gazette 22.6.2017 p2320</i>        | 1.7.2017: r 2        |
| 2018        | 136        | <i>Gazette 21.6.2018 p2370</i>        | 1.7.2018: r 2        |
| <b>2019</b> | <b>138</b> | <b><i>Gazette 13.6.2019 p2045</i></b> | <b>1.7.2019: r 2</b> |

### Provisions varied

New entries appear in bold.

Entries that relate to provisions that have been deleted appear in italics.

| Provision            | How varied   | Commencement    |
|----------------------|--|-----------------|
| <i>r 2</i>           | <i>omitted under Legislation Revision and Publication Act 2002</i> | <i>1.7.2014</i> |
| r 3                  |  |                 |
| Transport Department | varied by 86/2016 r 4  | 1.7.2016        |
| r 4                  |  |                 |
| r 4(6)               | varied by 211/2014 r 4   | 1.9.2014        |
| Sch 1                | substituted by 73/2014 r 4   | 1.7.2014        |
|                      | substituted by 92/2015 r 4   | 1.7.2015        |
|                      | substituted by 86/2016 r 5   | 1.7.2016        |
|                      | substituted by 121/2017 r 4  | 1.7.2017        |
|                      | substituted by 136/2018 r 4  | 1.7.2018        |
|                      | <b>substituted by 138/2019 r 4</b>                                 | <b>1.7.2019</b> |

## **Historical versions**

1.7.2014  
1.9.2014  
1.7.2015  
1.7.2016  
1.7.2017  
1.7.2018