



HEAVY VEHICLE NATIONAL LAW

South Australia Class 3 Bus Recovery (O-Bahn Busway) Dimension Exemption Notice 2024 (No.1)

1. Purpose

- 1) This notice grants an exemption from a prescribed dimension requirement for a class 3 heavy combination that is a bus towing another bus which has broken down on the O-Bahn Busway.
- 2) This notice revokes and replaces the *South Australia Class 3 Disabled Bus Dimension Exemption Notice 2020 (No.1)*.

2. Authorising Provision

- 1) This notice is made under the following provision of the Heavy Vehicle National Law (HVNL):
 - a) section 117 – *Regulator's power to exempt category of class 1 or 3 heavy vehicles from compliance with mass or dimension requirement.*
 - b) section 23 of Schedule 1 – *Regulator's power to amend or repeal instrument.*

3. Title

This notice may be cited as the *South Australia Class 3 Bus Recovery (O-Bahn Busway) Dimension Exemption Notice 2024 (No.1)*.

4. Commencement

This notice commences on 22 November 2024.

5. Expiry

This notice expires on 21 November 2029.

6. Definitions

- 1) Unless otherwise stated, words and expressions used in this notice have the same meanings as those in the HVNL and its regulations.
- 2) In this notice:

Guide means the *South Australia Class 3 Bus Recovery (O-Bahn Busway) Dimension Exemption Notice 2024 (No.1) Operator's Guide* published by the National Heavy Vehicle Regulator, and as amended from time to time.

MDL Regulation means the *Heavy Vehicle (Mass, Dimension and Loading) National Regulation*.

O-Bahn Guided Busway (O-Bahn Busway) means the Northeast Guided Busway between the Adelaide Central Business District and Modbury including related infrastructure.

7. Application

- 1) This notice applies to a class 3 heavy combination that meets all the requirements in this section.
- 2) This notice applies to a heavy combination that is a bus towing another bus which has broken down on the O-Bahn Busway
- 3) This notice applies in South Australia.
- 4) A heavy combination to which this section applies and that complies with the conditions of this notice is an eligible vehicle.

8. Exemption – Dimension

- 1) An eligible vehicle is exempt from the following dimension requirement in Schedule 6 of the MDL Regulation:
 - a) Section 3 – Length.
- 2) An exemption in 1) only applies to the extent of the specific conditional dimension limit in section 9 of this notice.

9. Condition – Maximum combined dimension

The maximum length of an eligible vehicle must not exceed 40 metres.

10. Conditions – General

- 1) An eligible vehicle must:
 - a) not carry passengers; and
 - b) not exceed 40kph; and
 - c) use a rigid tow bar to connect the towing bus to the towed bus.

11. Condition – Stated areas or routes

- 1) An eligible vehicle complying with the conditions of this notice is authorised to operate on areas and routes stated in this section.
- 2) For the purposes of section 119 (1)(a) of the HVNL, an area or route stated in this section is a stated area or route to which this notice applies.
- 3) In this notice a reference to a **network** is a reference to a map or stated route pursuant to section 119(2) of the HVNL.
- 4) An eligible vehicle may operate on the routes and areas provided in the following network:

O-Bahn Bus Recovery Network

- 5) Regardless of any access granted under this section, an eligible vehicle must comply with any conditions or restrictions applied to a given area or route by the *Specified Road Manager Network Requirements* in the Guide.
- 6) In this section:

network means a map or stated route, including a list or database, presented electronically or otherwise, that represents the stated areas and stated routes authorised under this notice.
- 7) An eligible vehicle operating on an area or route specified in this section must comply with any of the following conditions prescribed for that area or route:
 - a) Road conditions pursuant to section 160 of the HVNL; and
 - b) Travel conditions pursuant to section 161 of the HVNL; and
 - c) Vehicle conditions pursuant to section 162 of the HVNL.

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National Heavy Vehicle Regulator