



## **Australian Capital Territory National Land (Road Transport) (Parking Legislation, Fees and Permits) Rules 2021**

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I, Nola Marino, Assistant Minister for Regional Development and Territories and Parliamentary Secretary to the Deputy Prime Minister and Minister for Infrastructure, Transport and Regional Development, make the following rules.

Dated 3 June 2021

Nola Marino

Assistant Minister for Regional Development and Territories

Parliamentary Secretary to the Deputy Prime Minister and Minister for Infrastructure,  
Transport and Regional Development

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## Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules .....	1
5	Definitions .....	1
6	ACT paid parking legislation.....	2
7	ACT paid parking support legislation .....	2
8	Modification in relation to fee determinations .....	3
9	Modifications in relation to parking permits .....	3
<b>Schedule 1—Repeals</b>		<b>4</b>
Part 1—Repeals commencing day after registration		4
<i>Parking Permit Rule 2014</i>		4
Part 2—Repeals commencing 1 July 2021		5
<i>Parking Permit Fees Rule 2020</i>		5
<i>Pay Parking Fees Rule 2020</i>		5



## 1 Name

This instrument is the *Australian Capital Territory National Land (Road Transport) (Parking Legislation, Fees and Permits) Rules 2021*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 9 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	17 June 2021
2. Schedule 1, Part 1	The day after this instrument is registered.	17 June 2021
3. Schedule 1, Part 2	1 July 2021.	1 July 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under the *National Land (Road Transport) Ordinance 2014*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

## 5 Definitions

In this instrument:

**Ordinance** means the *National Land (Road Transport) Ordinance 2014*.

## Section 6

### 6 ACT paid parking legislation

For the purposes of paragraph (b) of the definition of **ACT paid parking legislation** in section 5 of the Ordinance, the ACT laws mentioned in the following table are declared to be part of the ACT paid parking legislation.

ACT paid parking legislation	
Column 1	
Item	ACT laws
1	The following provisions of the <i>Road Transport (Safety and Traffic Management) Regulation 2017</i> (ACT): (a) section 28 (Metered parking schemes); (b) section 29 (Metered parking areas); (c) section 35 (Ticket parking schemes—road transport authority); (d) section 41 (Parking tickets); (e) section 72 (Overlapping schemes).
2	The following provisions of the <i>Road Transport (Road Rules) Regulation 2017</i> (ACT): (a) section 213F (Temporary closure of metered parking space); (b) section 213O (Temporary closure of ticket parking space and area).

### 7 ACT paid parking support legislation

For the purposes of paragraph (b) of the definition of **ACT paid parking support legislation** in section 5 of the Ordinance, the ACT laws mentioned in the following table are declared to be part of the ACT paid parking support legislation.

ACT paid parking support legislation	
Column 1	
Item	ACT laws
1	The following provisions of the <i>Road Transport (Safety and Traffic Management) Regulation 2017</i> (ACT): (a) section 64 (Parking permits); (b) section 66 (Parking permits and mobility scheme parking authorities—cancellation); (c) section 67 (Parking permits and mobility parking scheme authorities—return when cancelled); (d) section 68 (Marking tyres by parking inspectors).
2	The following provisions of the <i>Road Transport (Road Rules) Regulation 2017</i> (ACT): (a) section 307 (Stopping and parking exemption—police or emergency vehicle or authorised person); (b) section 346A (Preventing prescribed traffic control device being clearly visible).

## 8 Modification in relation to fee determinations

For the purposes of subparagraph 11(2)(b)(i) of the Ordinance, section 96 of the *Road Transport (General) Act 1999* (ACT) applies to National Land as if subsection (3) of that section were replaced with the following subsection:

- (3) A determination is a legislative instrument (within the meaning of the *Legislation Act 2003* (Commonwealth)).

## 9 Modifications in relation to parking permits

- (1) For the purposes of subparagraph 11(2)(b)(i) of the Ordinance, section 64 of the *Road Transport (Safety and Traffic Management) Regulation 2017* (ACT) applies to National Land as if subsection (1) of that section were replaced with the following subsection:
  - (1) The road transport authority (including the NCA chief executive within the meaning of the *National Land (Road Transport) Ordinance 2014* (Commonwealth)) may issue a permit (a ***parking permit***) of a kind mentioned in subsection (2) authorising the parking of a vehicle, with or without charge:
    - (a) on a length of road or in an area designated by a permit zone sign for use by holders of that kind of parking permit; or
    - (b) on a length of road or in an area determined by the road transport authority.
- (2) For the purposes of subparagraph 11(2)(b)(i) of the Ordinance, section 64 of the *Road Transport (Safety and Traffic Management) Regulation 2017* (ACT) applies to National Land as if the following paragraphs were inserted after paragraph (2)(f) of that section:
  - (fa) a construction zone permit;
  - (fb) a national institution volunteer permit;

**Schedule 1** Repeals

**Part 1** Repeals commencing day after registration

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**Schedule 1—Repeals**

**Part 1—Repeals commencing day after registration**

*Parking Permit Rule 2014*

**1 The whole of the instrument**

Repeal the instrument.



## **Part 2—Repeals commencing 1 July 2021**

### ***Parking Permit Fees Rule 2020***

#### **2 The whole of the instrument**

Repeal the instrument.

### ***Pay Parking Fees Rule 2020***

#### **3 The whole of the instrument**

Repeal the instrument.