



Victoria Government Gazette

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Subordinate Legislation Act 1994

REGULATORY IMPACT STATEMENT

Road Management (General) Regulations 2016

Notice is given in accordance with section 11 of the **Subordinate Legislation Act 1994**, that a Regulatory Impact Statement (RIS) has been prepared in relation to the proposed Road Management (General) Regulations 2016.

These Regulations are proposed to replace the existing Road Management (General) Regulations 2005, which expire (sunset) on 20 March 2016 in accordance with section 5 of the **Subordinate Legislation Act 1994**.

VicRoads has prepared the draft proposed Road Management (General) Regulations 2016, which are intended to come into operation on 14 March 2016. This RIS is concerned with these draft proposed Regulations.

The overall objective of the proposed Regulations is to provide for certain matters concerning the management of roads, review and amendment of road authority road management plans, notices of incident and condition reports, protection of roads and property, road management infringement notices and fees and charges.

To achieve the overall objective, the draft proposed Regulations prescribe:

- (a) exemptions for certain road discontinuances from the consultation requirements of section 12 of the **Road Management Act 2004**;
- (b) certain matters that must be recorded in a register of public roads;
- (c) the interval at which a road authority must review its road management plan;
- (d) the manner in which a road authority must review and may amend its road management plan;
- (e) the particulars to be contained in a notice of incident and condition report relating to a claim for damages due to the condition of a road;
- (f) provisions for the protection of roads and property, including in relation to:
 - interference with roads or VicRoads construction zones,
 - damage to roads,
 - entry and conduct on VicRoads property,
 - prohibited use of bridges,
 - camping on freeways and arterial roads,
 - removal of vehicles from roads,
 - hoardings and advertisements placed on roads,
 - directions to persons about, and removal of, objects, substances and materials from roads,
- (g) offences for which road management infringement notices may be served; and
- (h) the fixing of certain fees and charges (fee for property enquiries and hoardings/advertisements).

The RIS has examined and assessed the draft proposed Regulations, including in relation to the burdens it may impose and alternative options to the regulations. The assessments conclude that the proposed Regulations are the preferred option that represents the most cost effective and efficient means of meeting the objectives of the Regulations.

SPECIAL

Public comments or submissions are invited on the RIS and accompanying proposed Regulations. Copies may be obtained from:

- the VicRoads webpage at www.vicroads.vic.gov.au (under the About VicRoads tab, select ‘Acts, regulations and policies’ and then select ‘Road Management Act, regulations and codes’ and then scroll down the page to the heading ‘What regulations have been made under the Road Management Act?’);
- email: RMBresponses@roads.vic.gov.au; or
- telephone: (03) 9854 2182.

Written submissions and comments will be received up to 5.00 pm on 22 December 2015 at the following address:

- Director – Network Policy and Standards, VicRoads, Level 10, 1 Spring Street, Melbourne, Victoria 3000; or
- by email to: RMBresponses@roads.vic.gov.au

All submissions will be treated as public documents. Any enquiries regarding the content of the RIS should be directed to VicRoads on (03) 9854 2182.

JOHN MERRITT
Chief Executive

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