Subordinate Legislation Act 1994
ROAD MANAGEMENT (GENERAL) REGULATIONS 2016

Notice of Decision

I, Luke Donnellan, Minister for Roads and Road Safety, and Minister responsible for administering the Road Management Act 2004, give notice under section 12 of the Subordinate Legislation Act 1994 of my decision to make the proposed Road Management (General) Regulations 2016.

A regulatory impact statement was prepared in relation to the proposed Regulations and eleven submissions were received and have been considered. The key issues raised related to:

- the period set for review of a road management plan;
- consultation exemptions and operational matters in respect to the discontinuance of certain roads or parts of roads;
- consultation requirements for reviews of road management plans;
- whether the regulations ought to require road management plans to be available on a road authority’s Internet site;
- offences relating to interference with roads and the provision of appropriate exemptions;
- possible consequences of providing a streamlined process for the disposal of low value objects left on roads;
- the extent to which the regulations will prohibit camping in freeway and arterial road rest areas;
- enforcement of a road authority direction to a responsible person to remove objects, substances and materials from a road; and
- whether the regulations ought to provide additional power to road authorities to enter vehicles left on a roadside.

I have decided that the proposed Regulations should be made, save for minor and technical amendments for the purposes of drafting consistency and clarity and also to require public notification when a road authority determines, after completing a periodic review of its road management plan, that it will not amend that plan.

Dated 3 March 2016

LUKE DONNELLAN
Minister for Roads and Road Safety