

LEGISLATIVE COUNCIL

ROAD SAFETY LEGISLATION AMENDMENT BILL 2022

(Amendment and New Clause to be proposed in Committee by Mr QUILTY)

1. Clause 1, after line 11 insert—
 - "(ab) to amend the **Road Safety Act 1986** to provide that certain offences against that Act and the Road Rules do not apply in certain cases where the driver of a motor cycle is exceeding the speed limit by not more than 5 km per hour; and".

NEW CLAUSE

2. Insert the following new clause to follow clause 5—

'5A New section 84BAB inserted

After section 84BAA of the **Road Safety Act 1986** insert—

"84BAB Exemption for motor cycles exceeding speed limit

Despite anything to the contrary in this Act or any other law, a driver of a motor cycle is not guilty of an offence against section 64(1) or any Rules made under this Act in relation to obeying the speed limit if the driver—

- (a) is driving in excess of the speed limit applying to the driver by not more than 5 km per hour; and
- (b) having regard to all of the circumstances of the case, it is safest to exceed the speed limit in those circumstances."'.