

LEGISLATIVE COUNCIL

**ROADS AND PORTS LEGISLATION AMENDMENT (ROAD SAFETY AND  
OTHER MATTERS) BILL 2025**

(Amendment and New Clause to be proposed in Committee by RACHEL PAYNE)

1. Clause 1, page 2, after line 3 insert—  
    "(ia) to provide that medicinal cannabis that does not impair driving must be treated in the same manner as other prescription drugs; and".

NEW CLAUSE

2. Insert the following New Clause to follow clause 5—

**'5A Offences involving alcohol or other drugs**

After section 49(3C) of the **Road Safety Act 1986** insert—

- "(3D) Subsection (1)(bb), (bc), (h), (i) and (j) do not apply to a person whose blood or oral fluid contains delta-9-tetrahydrocannabinol from a legal cannabis product—
- (a) which is a prescription drug; and
  - (b) for which the person has a prescription or other authority to obtain, possess and use that product; and
  - (c) which has been used in accordance with that prescription or authority.
- (3E) For the avoidance of doubt, subsection (3D) does not operate to exempt a person from the application of subsection (1)(bb), (bc), (h), (i) and (j) in relation to any other prescribed illicit drug which may be present in the person's blood or oral fluid.".