



Queensland

# Transport and Other Legislation Amendment Regulation (No. 2) 2026

## Subordinate Legislation 2026 No. 97

made under the

*Police Powers and Responsibilities Act 2000*

*State Penalties Enforcement Act 1999*

*Transport Operations (Passenger Transport) Act 1994*

*Transport Operations (Road Use Management) Act 1995*

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## Part 1 Preliminary

### 1 Short title

This regulation may be cited as the *Transport and Other Legislation Amendment Regulation (No. 2) 2026*.

### 2 Commencement

This regulation commences on 1 August 2026.

## Part 2 Amendment of Police Powers and Responsibilities Regulation 2026

### 3 Regulation amended

This part amends the *Police Powers and Responsibilities Regulation 2026*.

### 4 Amendment of s 4 (Prescribed type 2 vehicle related offence—Act, s 69A)

(1) Section 4(2)(b)—

*omit.*

(2) Section 4(2)—

*insert—*

(e) an offence against the Heavy Vehicle (Vehicle Standards) National Regulation, section 18(2).

(3) Section 4(2)(c) to (e)—

*renumber* as section 4(2)(b) to (d).



*insert—*

## **Heavy Vehicle (General) National Regulation**

**Column 1  
Infringement notice offence**

**Column 2  
For amount of  
infringement notice fine  
see section 4(3)**

s 18A(1)

s 18A(2)

**Administering authority for an infringement notice offence that is an offence against a provision of the Heavy Vehicle (General) National Regulation, or an infringement notice about the offence—the registrar**

**Authorised person for service of infringement notices—an authorised officer under HVNL(Q)**

- (3) Schedule 1, entry for Heavy Vehicle (Mass, Dimension and Loading) National Regulation—

*insert—*

s 37A(2)

s 37B(1)

s 37B(2)

s 38J(1)

s 38J(2)

- (4) Schedule 1, entry for *Heavy Vehicle National Law Act 2012—omit.*

[s 7]

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- (5) Schedule 1, entry for Heavy Vehicle National Law (Queensland), immediately before the entry for section 25A(1)—

*insert—*

### **Current provisions**

- (6) Schedule 1, entry for Heavy Vehicle National Law (Queensland)—

*omit* the following entries—

- entry for section 25A(1)
- entry for section 25A(2)
- entry for section 79(2)
- entry for section 83(1)
- entry for section 83(2)
- entry for section 83(3)
- entry for section 85(1)
- entry for section 85(2)
- entry for section 86(2)
- entry for section 87A(1)
- entry for section 92(2)
- entry for section 109(2)
- entry for section 133(1)
- entry for section 133(2)
- entry for section 133(3)
- entry for section 134(1)
- entry for section 134(2)
- entry for section 152(1)
- entry for section 152(2)
- entry for section 152(3)

- entry for section 181(3)
- all entries for section 256(1)
- both entries for section 258(1)
- entry for section 284(2)
- entry for section 288(1)
- entry for section 288(2)
- entry for section 288(3)
- entry for section 301
- entry for section 302
- entry for section 303
- entry for section 308(1)
- entry for section 373(2)
- entry for section 377
- entry for section 392(2)
- entry for section 466(2A)
- entry for section 466(2B)
- entry for section 469(2)
- entry for section 471(3)
- entry for section 476(2)

(7) Schedule 1, entry for Heavy Vehicle National Law (Queensland), all entries for section 254(1)—

*omit, insert—*

- s 254 in the circumstances in paragraph (a)  
of the penalty
- s 254 in the circumstances in paragraph (b)  
of the penalty
- s 254 in the circumstances in paragraph (c)  
of the penalty

[s 7]

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- (8) Schedule 1, entry for Heavy Vehicle National Law (Queensland), after the entry for section 569(7)—

*insert—*

**Former provisions**

- s 254(1) in the circumstances in paragraph (a) of the penalty
- s 254(1) in the circumstances in paragraph (b) of the penalty
- s 254(1) in the circumstances in paragraph (c) of the penalty
- s 256(1) in the circumstances in paragraph (a) of the penalty
- s 256(1) in the circumstances in paragraph (b) of the penalty
- s 256(1) in the circumstances in paragraph (c) of the penalty
- s 258(1) in the circumstances in paragraph (a) of the penalty
- s 258(1) in the circumstances in paragraph (b) of the penalty
- s 263(1)
- s 293(1)
- s 296(1)
- s 297(2)
- s 298(1)
- s 299
- s 301
- s 302

s 303

s 305(1)

s 305(2)

s 305(3)

s 306

s 307(2)

s 307(3)

s 308(1)

s 309(2)

s 310(2)

s 312(3)

s 321(1)

s 321(3)

s 322(2)

s 323(2)

s 324(2)

s 324A(2)

s 341(1)

s 341(2)

s 341(3)

s 341(4)

s 341(5)

s 341(7)

s 373(2)

[s 7]

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s 375

s 376(2)

s 376(3)

s 377

s 392(2)

s 395

s 466(2A)

s 466(2B)

s 467

s 468(1)

s 468(3)

s 469(2)

s 470(3)

s 470(8)

s 471(2)

s 471(3)

s 476(2)

(9) Schedule 1—

*insert—*

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## Heavy Vehicle (Vehicle Standards) National Regulation

**Column 1**  
**Infringement notice offence**

**Column 2**  
**For amount of**  
**infringement notice fine**  
**see section 4(3)**

s 11A(2)

s 17(1)

s 17(2)

s 18(1)

s 18(2)

s 21(1)

s 22(1)

**Administering authority for an infringement notice offence that is an offence against a provision of the Heavy Vehicle (Vehicle Standards) National Regulation, or an infringement notice about the offence—the registrar**

**Authorised person for service of infringement notices—an authorised officer under HVNL(Q)**

### **8 Amendment of sch 2 (Dictionary)**

Schedule 2—

*insert—*

*former*, in relation to a provision of the HVNL(Q), means a provision of that Law—



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## Part 5                      Amendment of Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015

### 11      Regulation amended

This part amends the *Transport Operations (Road Use Management—Accreditation and Other Provisions) Regulation 2015*.

### 12      Amendment of sch 1 (Statutory conditions for appointment as accredited person)

Schedule 1, part 3, section 9(1)(b), note—

*omit, insert—*

*Note—*

The code is available on the National Heavy Vehicle Regulator’s website.

### 13      Amendment of sch 7 (Dictionary)

- (1) Schedule 7, definition *certificate of modification*, paragraph (b)—

*omit, insert—*

- (b) for a modification of a heavy vehicle approved by an approved vehicle examiner under the Heavy Vehicle (Vehicle Standards) National Regulation, section 20—a certificate approving the modification given under section 21(1)(a) of that regulation; or

- (2) Schedule 7, definition *modification plate*, paragraph (a), after ‘the vehicle’—

*insert—*

under

- (3) Schedule 7, definition *modification plate*, paragraph (b)—

*omit, insert—*

- (b) for a modification of a heavy vehicle approved by an approved vehicle examiner under the Heavy Vehicle (Vehicle Standards) National Regulation, section 20—a plate or label for the modification that is fitted or affixed to the vehicle under section 21(1)(b) of that regulation; or

## **Part 6**

# **Amendment of Transport Operations (Road Use Management—Driver Licensing) Regulation 2021**

### **14 Regulation amended**

This part amends the *Transport Operations (Road Use Management—Driver Licensing) Regulation 2021*.

### **15 Insertion of new ch 17, pt 3**

Chapter 17—

*insert—*

## **Part 3**

# **Transitional provision for Transport and Other Legislation Amendment Regulation (No. 2) 2026**

#### **441 Provision for particular demerit point offences**

- (1) This section applies to the following provisions of the Heavy Vehicle National Law (Queensland), as in force immediately before the commencement of the *Heavy Vehicle National Law Amendment Act 2025*—
  - (a) section 254(1);
  - (b) section 256(1);
  - (c) section 258(1).
- (2) Schedule 5, sections 5 and 16, as in force immediately before the commencement, continue to apply in relation to an offence—
  - (a) against a provision to which this section applies; and
  - (b) committed in relation to an existing heavy vehicle accreditation within the meaning of section 761 of the Heavy Vehicle National Law (Queensland) and to which that section applies.

#### **16 Replacement of sch 5, s 5 (Failing to comply with maximum work requirements and minimum rest requirements—critical risk breaches)**

Schedule 5, section 5—

*omit, insert—*

##### **5 Failing to comply with maximum work requirements and minimum rest requirements—critical risk breaches**

The number of demerit points for an offence against the following provisions of the Heavy Vehicle National Law (Queensland) that is a critical risk breach under that Law, is 4—

- (a) section 250(1);
- (b) section 251(1);

- (c) section 254;
- (d) section 260(1).

**17 Amendment of sch 5, s 15 (Driving fatigue-regulated heavy vehicles while impaired by fatigue)**

Schedule 5, section 15, heading, after ‘fatigue’—

*insert—*

**or unfit to drive**

**18 Replacement of sch 5, s 16 (Failing to comply with maximum work requirements and minimum rest requirements—severe risk breaches)**

Schedule 5, section 16—

*omit, insert—*

**16 Failing to comply with maximum work requirements and minimum rest requirements—severe risk breaches**

The number of demerit points for an offence against the following provisions of the Heavy Vehicle National Law (Queensland) that is a severe risk breach under that Law, is 3—

- (a) section 250(1);
- (b) section 251(1);
- (c) section 254;
- (d) section 260(1).

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## Part 7                      **Amendment of Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021**

### 19      **Regulation amended**

This part amends the *Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021*.

### 20      **Amendment of sch 8 (Dictionary)**

- (1) Schedule 8, definition *certificate of modification*, paragraph (a), from ‘Heavy’ to ‘87(3)(a)’—

*omit, insert—*

Heavy Vehicle (Vehicle Standards) National  
Regulation, section 21(1)(a)

- (2) Schedule 8, definition *modification plate*, paragraph (a), from ‘Heavy’ to ‘87(3)(b)’—

*omit, insert—*

Heavy Vehicle (Vehicle Standards) National  
Regulation, section 21(1)(b)

- (3) Schedule 8, definition *twinsteer axle group*, paragraph (d), ‘2m’—

*omit, insert—*

2.5m

## **Part 8**

# **Amendment of Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2021**

### **21 Regulation amended**

This part amends the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2021*.

### **22 Amendment of s 68 (Earlier ending of inspection certificate)**

Section 68(3), definition *unapproved modification*, paragraph (c), from ‘Heavy’ to ‘87’—

*omit, insert—*

Heavy Vehicle (Vehicle Standards) National Regulation, section 19 or 20

### **23 Insertion of new s 70A**

After section 70—

*insert—*

#### **70A Meaning of *relevant maintenance management system***

- (1) A *relevant maintenance management system*, for the operator of a heavy vehicle, means—
  - (a) a maintenance management system that continues in effect for a maintenance management accreditation under the Heavy Vehicle National Law (Queensland), section 761; or
  - (b) a safety management system that—

- 
- (i) includes policies, systems and procedures relating to the maintenance of the vehicle; and
  - (ii) complies with the safety management system standard for the purposes of heavy vehicle accreditation.
- (2) In this section—

***former***, in relation to a provision of the Heavy Vehicle National Law (Queensland), means the provision as in force immediately before the commencement of the *Heavy Vehicle National Law Amendment Act 2025*, section 9.

*Note—*

The *Heavy Vehicle National Law Amendment Act 2025*, section 9, commenced on 1 August 2026.

***heavy vehicle accreditation*** see the Heavy Vehicle National Law (Queensland), section 5.

***maintenance management accreditation*** means a maintenance management accreditation under former section 5 of the Heavy Vehicle National Law (Queensland).

***maintenance management system*** means a maintenance management system under former section 457 of the Heavy Vehicle National Law (Queensland) or a corresponding law.

***safety management system*** see the Heavy Vehicle National Law (Queensland), section 457A.

***safety management system standard*** means the safety management system standard approved under the Heavy Vehicle National Law (Queensland), section 654(1)(b).

**24 Amendment of s 71 (Requirement for certificate of inspection)**

Section 71(2)(e)—

*omit, insert—*

- (e) a heavy vehicle maintained in accordance with a relevant maintenance management system for the operator of the vehicle; or

**25 Amendment of s 75 (Requirement for inspection certificate for disposal by owner)**

Section 75(2)(d)—

*omit, insert—*

- (d) a heavy vehicle—
  - (i) maintained in accordance with a relevant maintenance management system for the operator of the vehicle; and
  - (ii) that, after the disposal, will continue to be maintained in accordance with a relevant maintenance management system for the operator of the vehicle.

**26 Amendment of sch 3 (Fees)**

Schedule 3, item 6, from ‘making’ to ‘section 87’—

*omit, insert—*

the National Heavy Vehicle Regulator making a decision whether to approve a modification of the heavy vehicle under the Heavy Vehicle (Vehicle Standards) National Regulation, section 19

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**27 Amendment of sch 4 (Dictionary)**

- (1) Schedule 4, definitions *maintenance management accreditation* and *maintenance management system*—  
*omit.*
- (2) Schedule 4—  
*insert*—  

*relevant maintenance management system* see section 70A.
- (3) Schedule 4, definition *HVNL certificate*, from ‘Heavy’ to ‘87(3)(a)’—  
*omit, insert*—  

Heavy Vehicle (Vehicle Standards) National Regulation, section 21(1)(a)
- (4) Schedule 4, definition *HVNL plate*, from ‘Heavy’ to ‘87(3)(b)’—  
*omit, insert*—  

Heavy Vehicle (Vehicle Standards) National Regulation, section 21(1)(b)
- (5) Schedule 4, definition *National Heavy Vehicle Inspection Manual*, ‘the Regulator under the Heavy Vehicle National Law’—  
*omit, insert*—  

the National Heavy Vehicle Regulator

ENDNOTES

- 1 Made by the Governor in Council on 9 July 2026.
- 2 Notified on the Queensland legislation website on 10 July 2026.
- 3 The administering agency is the Department of Transport and Main Roads.

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