



Victoria Government Gazette

No. S 401 Monday 9 November 2009
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Road Safety Act 1986

ROAD SAFETY (VEHICLES) REGULATIONS 2009

Exemption of Vehicles Carrying Baled Hay

1. Purpose

The purpose of this notice is to exempt vehicles loaded with baled hay that are class 3 vehicles from certain dimension limits and from displaying certain warning devices for the purposes of the Road Safety (Vehicles) Regulations 2009 (in this notice to be referred to as the **Vehicles Regulations**).

2. Authorising provisions

This notice is made under regulation 194 of the Vehicles Regulations.

Regulation 194 of the Vehicles Regulations provides that the Roads Corporation may, by a notice published in the Government Gazette, exempt a category of class 3 vehicles from any of the following requirements set out in Schedule 9 –

- (a) a mass or dimension limit, other than a limit that relates to a Gross Vehicle Mass ('GVM'), a Gross Combination Mass ('GCM') or a manufacturer's limit; or
- (b) any other requirement.

3. Commencement

This notice comes into operation on 9 November 2009.

4. Revocation

The notice published in Government Gazette No. S 221 on 5 August 2008 entitled 'Exemption of Vehicles Carrying Baled Hay from Certain Dimension Limits and Warning Devices Requirements' is revoked.

5. Expiry

This notice expires on 9 November 2014.

6. Exemption

I, George Mavroyeni, delegate of the Roads Corporation, exempt certain class 3 vehicles specified in column 1 of the following Table from the requirements of Schedule 9 to the Vehicles Regulations specified in column 2, subject to the conditions specified in column 3.

From the commencement of this notice, the vehicles referred to in column 1 of Table 1 that are conditionally exempt from complying with clause 27(1) of Schedule 9 have the option of either –

- (a) continuing to comply with the dimension limits specified in clause 27(1) of Schedule 9 (3.0 metres wide and 4.3 metres high); or
- (b) operating within the dimension limits permitted under this notice (2.7 metres wide and 4.6 metres high).

SPECIAL

TABLE 1 – DIMENSION LIMITS

Column 1 – Class 3 vehicles	Column 2 – Exemption from the following requirements	Column 3 – Conditions
<p>A class 3 vehicle transporting baled hay that is a –</p> <ul style="list-style-type: none"> ● rigid vehicle with a single steering axle; and ● a rear tandem axle group with 8 tyres. 	<p>A class 3 vehicle that is a rigid vehicle with a single steering axle and a rear tandem axle group with 8 tyres is exempt from the requirements specified in clause 25 of Schedule 9 to the Vehicles Regulations only –</p> <ul style="list-style-type: none"> ● to the extent that it requires a vehicle carrying a load of baled hay to comply with the requirements specified in regulations 164(1) and 165 of the Vehicles Regulations in respect of maximum height and width for vehicles. <p>The above vehicles are also exempt from the requirements specified in clause 27(1) of Schedule 9 to the Vehicles Regulations only –</p> <ul style="list-style-type: none"> ● to the extent that it specifies a maximum height for a load of baled hay on a vehicle. 	<p>The exemption from the requirements specified in column 2 only apply if –</p> <ul style="list-style-type: none"> ● the laden dimensions of the vehicle do not exceed 2.7 metres wide; and ● 4.6 metres high.
<p>A class 3 vehicle transporting baled hay that is a 6-axle articulated vehicle (‘articulated vehicle’) comprising a –</p> <ul style="list-style-type: none"> ● prime mover with a single steering axle; and ● tandem axle group with 8 tyres; and ● semi-trailer with a tri-axle group with 12 tyres. 	<p>An articulated vehicle is exempt from clause 27 of Schedule 9 to the Vehicles Regulations, but only –</p> <ul style="list-style-type: none"> ● to the extent that it requires a vehicle carrying a load of baled hay to comply with the requirements specified in regulation 164(1) (maximum height) and regulation 165 (maximum width). <p>An articulated vehicle is also exempt from clause 27(2) of Schedule 9 to the Vehicles Regulations, but only —</p> <ul style="list-style-type: none"> ● to the extent that it specifies a maximum width for a load of baled hay on a vehicle. 	<p>The exemption only applies provided that the laden dimensions of the vehicle do not exceed –</p> <ul style="list-style-type: none"> ● 2.7 metres wide; and ● 4.6 metres high.

Column 1 – Class 3 vehicles	Column 2 – Exemption from the following requirements	Column 3 – Conditions
<p>A Class 3 vehicle transporting baled hay that is a B-double ('B-double') comprising a –</p> <ul style="list-style-type: none"> ● prime mover (with a single steering axle; and ● tandem axle group with 8 tyres); and ● each semi-trailer with a tri-axle group with 12 tyres. 	<p>A B-double is exempt from clause 26 of Schedule 9 to the Vehicles Regulations, but only –</p> <ul style="list-style-type: none"> ● to the extent that it requires a B-double carrying a load of baled hay to comply with the requirements specified in clause 9(2) of Schedule 8 (maximum height) and clause 7 of Schedule 8 (maximum width). 	<p>The exemption only applies provided that –</p> <ul style="list-style-type: none"> ● the laden dimensions of the vehicle do not exceed – <ul style="list-style-type: none"> (a) 2.7 metres wide; and (b) 4.6 metres high; and ● the following warning devices are displayed – <ul style="list-style-type: none"> (i) one OVERSIZE sign at the front of the vehicle and one OVERSIZE sign at the rear of the vehicle, both of which must satisfy the specifications and requirements specified in clauses 14 to 19 of Schedule 7 to the Vehicles Regulations (for the purposes of this paragraph, a reference to a class 1 vehicle in those clauses must be read as if it were a reference to a class 3 vehicle transporting baled hay); and (ii) four brightly coloured red or yellow, or red and yellow, flags, each at least 450 millimetres long and 450 millimetres wide, attached to the outer extremities of the vehicle or, where the load of hay projects beyond the vehicle, attached to the projecting hay; and (iii) rear clearance lights and side marker lights in accordance with clauses 93–97 of Schedule 2 to the Vehicles Regulations, are not obscured by any part of the load.

7. Declaration

I, George Mavroyeni, delegate of the Roads Corporation, declare that the class 3 vehicles specified in column 1 of Table 2 are exempt from the provisions of Schedule 9 to the Vehicles Regulations specified in column 2 subject to the conditions specified in Column 3.

TABLE 2 – WARNING DEVICES

Column 1 – Class 3 vehicles	Column 2 – Exemption from the following requirements	Column 3 – Conditions
At night, a class 3 vehicle carrying a load of baled hay (other than a B-double).	A class 3 vehicle carrying a load of baled hay (except a B-double) is exempt from the requirements of clause 30(1) of Schedule 9 to the Vehicles Regulations (Warning lights for night time travel).	The exemption only applies provided that – (a) the laden width of the vehicle does not exceed 2.7 metres; and (b) rear clearance lights and side marker lights are not obscured by any part of the load.

Note: Words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.

Dated 9 November 2009

GEORGE MAVROYENI
Executive Director
Road Safety and Network Access
Roads Corporation

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