



Victoria Government Gazette

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Road Safety Act 1986

ROAD SAFETY (VEHICLES) REGULATIONS 2009

Declaration of Heavy Tow Trucks as Class 3 Vehicles

1. Purpose

The purpose of this notice is to declare certain heavy tow trucks to be class 3 vehicles under the Road Safety (Vehicles) Regulations 2009 (in this notice referred to as the Vehicles Regulations).

2. Authorising provision

This notice is made under regulation 193(2) of the Vehicles Regulations. Regulation 193(2) provides that the Roads Corporation may, by notice in the Government Gazette, declare a category of vehicles to be class 3 vehicles.

3. Commencement

This notice comes into operation on the date it is published in the Government Gazette.

4. Expiry

This notice expires on 9 November 2014.

5. Definitions

For the purposes of this notice –

tow, in relation to any motor vehicle, includes –

- (a) lifting and towing the motor vehicle;
- (b) lifting and carrying the motor vehicle; and
- (c) lifting the motor vehicle for the purpose of towing the motor vehicle;

tow truck means –

- (a) any motor vehicle –
 - (i) that is equipped with a crane, or a winch, or a ramp, or other lifting device; and
 - (ii) that is used or intended to be used for the towing of motor vehicles; or
- (b) a motor vehicle to which is attached, temporarily or otherwise, a trailer or device that is –
 - (i) equipped with a winch, or a ramp, or other lifting device; and
 - (ii) that is used or intended to be used for the towing of motor vehicles.

6. Declaration

I, David Shelton, delegate of the Roads Corporation, declare the following category of vehicles to be class 3 vehicles –

All tow trucks that –

- (a) have a GVM (gross vehicle mass) greater than 23 tonnes; and
- (b) have a rear tandem axle group or a rear tri-axle group; and
- (c) are able to tow damaged or disabled motor vehicles; and
- (d) have a hook or under lift mechanism; and
- (e) comply with ‘Australian Design Rule No 44/01 2006 – Specific Purpose Vehicle Requirements’, or a later edition.

SPECIAL

Notes:

1. Except for the terms defined in this notice, all other words and phrases in this notice have the same meanings as in the **Road Safety Act 1986** and the Regulations under that Act.
2. Under regulation 196 of the Vehicles Regulations, the Roads Corporation may issue a permit exempting a class 3 vehicle from a mass or dimension limit in Schedule 9. This may include an exemption from the requirement in clause 38 or 39 of Schedule 9 to comply with the mass or dimension limits in Chapter 4 of the Vehicles Regulations. The Roads Corporation may impose conditions on the exemption.

Dated 19 April 2010

DAVID SHELTON
Executive Director
Road Safety and Network Access
Roads Corporation

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