



Victoria Government Gazette

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VICTORIAN WORKCOVER AUTHORITY

Dangerous Goods Act 1985

DANGEROUS GOODS (EXPLOSIVES) REGULATIONS 2011

DANGEROUS GOODS (TRANSPORT BY ROAD OR RAIL) REGULATIONS 2008

Exemptions

Background

In March 2012, new medical standards came into effect for drivers of private and commercial vehicles with 'Assessing Fitness to Drive 2012 – Medical Standards for Licensing and Clinical Management Guidelines' published by Austroads and the National Road Transport Commission ('Assessing Fitness to Drive 2012') replacing the previous standards published in September 2003.

It is a requirement for persons who make application for the issue or renewal of a licence to drive a vehicle transporting explosives or a dangerous goods driver licence under Regulations made pursuant to the **Dangerous Goods Act 1985** that they provide medical fitness certification certifying that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive – Medical Standards for Licensing and Clinical Management Guidelines' as in force at the time of the examination.

To allow a period of transition, the Victorian WorkCover Authority has exempted licence applicants from providing medical fitness evidence certification certifying that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive 2012' for applicants examined between 1 March 2012 and 31 August 2012 on the condition that licence applicants provide medical fitness evidence certification in accordance with the previous standards published in September 2003.

The effect of the exemptions and conditions below is that for a transitional period of 6 months from 1 March 2012, licence applicants may be certified as fit to drive a road vehicle in accordance with either 'Assessing Fitness to Drive 2012' or with the previous standards published in September 2003 if examined in that time.

Exemption

DANGEROUS GOODS (EXPLOSIVES) REGULATIONS 2011

This exemption from compliance with a provision of the Dangerous Goods (Explosives) Regulations 2011 is granted by the Victorian WorkCover Authority under regulation 15 of the Dangerous Goods (Explosives) Regulations 2011:

A person who makes application for the issue or renewal of a licence to drive a vehicle transporting explosives is exempted from compliance with the requirement in regulation 181(1)(b) of the Dangerous Goods (Explosives) Regulations 2011 to provide medical fitness evidence contained in a certificate that certifies that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive – Medical Standards for Licensing and Clinical Management Guidelines' published by Austroads and the National Road Transport Commission as in force at the time of the examination, is exempted from the requirement to provide medical fitness evidence contained in a certificate that certifies that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive 2012 – Medical Standards for Licensing and Clinical Management Guidelines' as in force at the time of the examination where that examination takes place between 1 March 2012 and 31 August 2012.

SPECIAL

The following condition is imposed on the exemption in accordance with regulations 15(4) and 14(7):

A person who makes application for the issue or renewal of a licence to drive a vehicle transporting explosives in accordance with the requirement in regulation 181(1)(b) of the Dangerous Goods (Explosives) Regulations 2011 must provide medical fitness evidence contained in a certificate that certifies that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive – Medical Standards for Licensing and Clinical Management Guidelines' published by Austroads and the National Road Transport Commission in September 2003 where the examination takes place between 1 March 2012 and 31 August 2012.

This exemption starts from 1 March 2012 and remains in force until 31 August 2012 inclusive.

Exemption

DANGEROUS GOODS (TRANSPORT BY ROAD OR RAIL) REGULATIONS 2008

This exemption from compliance with a provision of the Dangerous Goods (Transport by Road or Rail) Regulations 2008 is granted by the Victorian WorkCover Authority under regulation 168 of the Dangerous Goods (Transport by Road or Rail) Regulations 2008 in relation to the transport of the following particular dangerous goods being dangerous goods that are in a receptacle with a capacity of more than 500 litres or more than 500 kilograms of dangerous goods in a receptacle pursuant to regulation 192 being dangerous goods classes 2, 3, 4, 5, 6.1, 8 and 9 as determined by the Victorian WorkCover Authority under regulation 30(1)(b) or determined for the goods by the ADG Code in accordance with regulation 40:

A person who makes application for the issue or renewal of a dangerous goods driver licence is exempted from compliance with the requirement in regulation 198(1)(b) of the Dangerous Goods (Transport by Road or Rail) Regulations 2008 to provide medical fitness evidence as required in a certificate that certifies the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive – Medical Standards for Licensing and Clinical Management Guidelines' published by Austroads and the National Road Transport Commission as in force at the time of the examination, is exempted from the requirement to provide medical fitness evidence as required in a certificate that certifies that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive 2012 – Medical Standards for Licensing and Clinical Management Guidelines' as in force at the time of the examination where that examination takes place between 1 March 2012 and 31 August 2012.

The following condition is imposed on the exemption in accordance with regulation 168(3):

A person who makes application for the issue or renewal of a dangerous goods driver licence in accordance with the requirement in regulation 198(1)(b) of the Dangerous Goods (Transport by Road or Rail) Regulations 2008 must provide medical fitness evidence contained in a certificate that certifies that the applicant is fit to drive a road vehicle in accordance with the standards set out in 'Assessing Fitness to Drive – Medical Standards for Licensing and Clinical Management Guidelines' published by Austroads and the National Road Transport Commission in September 2003 where the examination takes place between 1 March 2012 and 31 August 2012.

This exemption starts from 1 March 2012 and remains in force until 31 August 2012 inclusive.

The geographical area for which the exemption is valid is the State Victoria.

JARROD EDWARDS
Director, Hazard Management Division
for and on behalf of the Victorian WorkCover Authority

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