Road Safety Act 1986

ORDER UNDER SECTION 98 OF THE ROAD SAFETY ACT 1986 EXTENDING
CERTAIN PROVISIONS TO THE PORT OF MELBOURNE LAND

1   Purpose

The purpose of this Order is to extend certain provisions of the **Road Safety Act 1986**, the Road Safety Road Rules 2009, the Road Safety (Traffic Management) Regulations 2009 and the Road Safety (General) Regulations 2009 to land under the control of the Port of Melbourne Corporation.

2   Authorising provision

This notice is made under section 98(1) of the **Road Safety Act 1986**. Section 98(1) provides that the Minister may, at the request of a public authority or other person prescribed for the purpose of that section, extend the provisions of that Act, or of the regulations, to any land or premises vested in, or under the control of, that authority or person. Those provisions then extend and apply to the land or premises, so far as applicable, and with any necessary modifications in all respects as if the land or premises were a highway.

The Port of Melbourne Corporation is prescribed for the purposes of section 98(1) in regulation 85(f) of the Road Safety (General) Regulations 2009.

3   Commencement

This notice takes effect on the date it is published in the Government Gazette.

4   Definitions

In this Order –

Port of Melbourne road area means each place –

(a)   forming part of the port of Melbourne land within the meaning of the **Port Management Act 1995**; and

(b)   which is developed for, or has as one of its main uses, the driving of motor vehicles.

Port of Melbourne road-related area means each of the following which form part of the port of Melbourne land within the meaning of the **Port Management Act 1995** –

(a)   a median strip;

(b)   a footpath or nature strip adjacent to a Port of Melbourne road area;

(c)   an area that is open to the public and designated for use by cyclists or animals; or

(d)   an area that is used for parking motor vehicles.

5   Order

I, Bruce Gidley, Chief Operating Officer of the Roads Corporation, as delegate for the Minister for Roads under section 98 of the **Road Safety Act 1986** by this Order extend the application of –

(a)   sections 17A, 59, 61, 65, 77 and 100 of the **Road Safety Act 1986**;

(b)   Parts 6AA and 7 of the **Road Safety Act 1986**;

(c)   the Road Safety Road Rules 2009;

SPECIAL

    (d)   regulations 10, 14 and 20 of the Road Safety (Traffic Management) Regulations 2009, with the Port of Melbourne Corporation being the responsible entity for the purposes of regulation 10 for the Port of Melbourne road area and each Port of Melbourne road-related area; and

    (e)   Parts 8 and 9 of, and Schedules 6 and 7 to, the Road Safety (General) Regulations 2009 –

to the Port of Melbourne road area and each Port of Melbourne road-related area.

Dated 29 January 2013

BRUCE GIDLEY
Chief Operating Officer
Roads Corporation

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