



## HEAVY VEHICLE NATIONAL LAW

### National Class 1 and 3 COVID-19 Health Facility Access Exemption Notice 2021 (No.1)

#### 1. Purpose

This Notice grants mass and dimension exemptions to Class 1 and 3 heavy vehicles for the purpose of granting access by the vehicle's drivers and occupants to specified COVID-19 health facilities.

#### 2. Authorising provision

- 1) This Notice is made under the following provision of the Heavy Vehicle National Law (HVNL):
  - a) section 117 – *Regulator's power to exempt category of class 1 or 3 heavy vehicles from compliance with mass or dimension requirement.*

#### 3. Title

This exemption Notice may be cited as the *National Class 1 and 3 COVID-19 Health Facility Access Exemption Notice 2021 (No.1)*.

#### 4. Commencement date

This Notice commences on 24 September 2021.

#### 5. Expiry date

This Notice expires on 23 September 2026.

#### 6. Definitions

- 1) Unless otherwise stated, words and expressions used in this Notice have the same meanings as those in the HVNL and its regulations.

- 2) In this Notice:

**COVID-19 health facility** means a facility, site or location specified on a COVID 19 health facility access map.

**COVID-19 health facility access map** means a map published by the National Heavy Vehicle Regulator that refers to this Notice.

## **7. Application**

- 1) This exemption Notice applies to a Class 1 or Class 3 heavy vehicle that is operating on a stated COVID-19 facility access map for the purpose of attending a COVID-19 facility so that the driver and occupants may:
  - a) undergo testing for COVID-19; or
  - b) undergo vaccination for COVID-19; or
  - c) for access any other service delivered at the COVID-19 facility.
- 2) This exemption Notice only applies to a heavy vehicle operating in stated areas or on routes specified in a COVID-19 health facility access map pursuant to section 9 of this Notice.
- 3) A heavy vehicle to which this section applies is an eligible vehicle.

## **8. Exemption – Prescribed mass and dimension requirements**

- 1) An eligible vehicle is exempt from the following mass and dimension requirements under the *Heavy Vehicle (Mass Dimension and Loading) National Regulation (MDL Regulation)*:
  - a) Schedule 1 - General mass limits
  - b) Schedule 6 - Dimension requirements
- 2) An exemption in 1) only apply to the extent that specific conditional mass and dimension limits are applied to an area or route set out in a COVID-19 health facility access map, pursuant to section 9(4) of this Notice.
- 3) If a COVID-19 health facility map does not specify a conditional mass or dimension requirement corresponding to a mass or dimension requirement in Schedules 1 or 6, then the exemption in this section does not apply to that mass or dimension requirement.

*Note: This section operates so that while exemptions from all of Schedule 1 and Schedule 6 are provided, those exemptions only operate if a specific conditional mass or dimension is provided for a specific route or area in a COVID-19 health facility access map.*

## **9. Condition – Areas and routes (COVID-19 Health Facility Access Maps)**

- 1) An eligible vehicle operating under this authorisation Notice may operate in areas or on routes set out in a COVID-19 health facility access map, as published by the National Heavy Vehicle Regulator.
- 2) Only maps published by the Regulator that refer to this Notice are COVID-19 health facility access maps.

- 3) For the purposes of section 119(1)(a), a COVID-19 health facility access map sets out the areas or routes to which the exemptions in this Notice apply.
- 4) An eligible vehicle operating on an area or route on a COVID-19 health facility access map must comply with the following conditions as specified for routes and areas on that map:
  - a) Road conditions pursuant to section 160 of the HVNL; and
  - b) Travel conditions pursuant to section 161 of the HVNL; and
  - c) Vehicle conditions pursuant to section 162 of the HVNL.
- 5) Vehicle conditions imposed under 4(c) include:
  - a) mass limits, relevant to the exemption provided in section 8(1)(a); and
  - b) dimension limits, relevant to the exemption provided in section 8(1)(b).

#### **10. Disapplication – Schedule 8 of the MDL Regulation**

- 1) Pursuant to section 39(5) of the MDL Regulation, any condition of Schedule 8 that is specified as disappplied under a COVID-19 health facility access map is disappplied under this Notice.
- 2) Any disapplication of a Schedule 8 condition under this section is subject to any conditions made for that disapplication specified in a COVID-19 health facility access map.

Peter Caprioli  
*Executive Director (Freight and Supply Chain Productivity)*  
**National Heavy Vehicle Regulator**