

# Heavy vehicle offences

As of 1 July 2019

The information in this document is intended as a guide only, and is subject to change at any time without notice. It does not replace the

Law	Description	Penalty	
		Fine \$	Demerit Points
<b>HVNL (NSW)</b>	<b>HEAVY VEHICLE STANDARDS</b>		
Sec 60 (1)	Use vehicle with defective brakes	\$336	3
Sec 60 (1)	Use vehicle with defective steering	\$336	3
Sec 60 (1)	Use vehicle with seatbelt missing/defective	\$336	3
Sec 60 (1)	Use vehicle with defective seating	\$336	3
Sec 60 (1)	Use vehicle not fitted/equipped with seatbelts/anchorages	\$336	3
Sec 60 (1)	Use vehicle with dangerous protrusion	\$336	3
Sec 60 (1)(a)	Use, permit use of heavy vehicle contravenes standard (other)	\$336	
Sec 60 (1)(b)	Use etc heavy vehicle contravenes speed limiter standard	\$674	
Sec 79 (2)	Fail to comply with notice to return permit as prescribed	\$447	
Sec 81 (1)	Contravene condition of vehicle standards exemption	\$336	
Sec 81 (2)	Use etc heavy vehicle contravene vehicle standards exemption	\$336	
Sec 81 (3)	Use etc heavy vehicle in a way that contravenes exemption	\$336	
Sec 82 (2)	Driver not comply with vehicle standards exemption (notice)	\$336	
Sec 82 (3)	Relevant parties for driver contravenes subsection (2)	\$336	
Sec 83 (1)	Driver not possess copy of exemption permit whilst driving	\$336	
Sec 83 (2)	Driver not return copy of exemption permit as required	\$336	
Sec 83 (3)	Relevant parties for driver contravenes subsection (1)	\$336	
Sec 85 (1)	Modify heavy vehicle without approval	\$336	
Sec 85 (2)	Use, permit use of heavy vehicle modified without approval	\$336	
Sec 86 (2)	Vehicle examiner not give certificate, ensure plate affixed	\$336	
Sec 89 (1)	Use, permit to be used on road heavy vehicle that is unsafe	\$674	
Sec 90 (1)	Use etc heavy vehicle emission control system not fitted	\$336	
Sec 90 (2)	Emission control system not operate in accord with design	\$336	
Sec 90 (3)	Emission control system operation not comply with standard	\$336	
Sec 92 (2)	Use etc heavy vehicle with warning sign when not required	\$336	
Sec 96 (1)(a)	Drive heavy vehicle not comply mass requirements -minor risk	\$447	
Sec 96 (1)(b)	Drive heavy vehicle not comply mass requirements -substantial risk	\$674	
Sec 102 (1)(a)	Fail to comply with dimension requirements no goods etc	\$336	
Sec 102 (1)(b)(i)	Fail to comply with dimension requirements - minor risk	\$336	
Sec 102 (1)(b)(ii)	Fail to comply with dimension requirements - substantial risk	\$562	
Sec 109 (2)(a)	Use etc heavy vehicle without rear projection warning - day	\$336	
Sec 109 (2)(b)	Use etc heavy vehicle without rear projection warning - night	\$336	
Sec 111 (1)(a)	Drive heavy vehicle not comply loading requirements - minor	\$336	
Sec 111 (1)(b)	Drive heavy vehicle not comply loading requirements - substantial	\$562	
Sec 129 (1)	Driver etc heavy vehicle contravene condition of exemption	\$674	
Sec 129 (2)	Use etc heavy vehicle contravenes condition of exemption	\$674	
Sec 129 (3)	Use etc heavy vehicle in a way that contravenes exemption	\$674	
Sec 130 (2)	Driver pilot vehicle etc not comply conditions of exemption	\$674	
Sec 130 (3)	Operator heavy vehicle liable for subsection (2) contravened	\$674	
Sec 131 (1)(a)	Travel on route not allowed - pilot vehicle driver	\$674	
Sec 131 (1)(b)	Travel at time not allowed - pilot vehicle driver	\$674	
Sec 131 (1)(c)	Have fewer escorts etc than required - pilot vehicle driver	\$674	
Sec 132 (2)	Driver Class 1 or 3 heavy vehicle not keep relevant document	\$336	
Sec 132 (3)	Contravention of subsection (2) - relevant parties	\$336	
Sec 133 (1)	Driver of Class 1 or 3 heavy vehicle not keep copy of permit	\$336	
Sec 133 (2)	Driver heavy vehicle not return permit to relevant party	\$447	
Sec 133 (3)	Contravention of subsection (1) - relevant parties	\$336	
Sec 134 (1)	Display warning sign heavy vehicle not used under exemption	\$336	
Sec 134 (2)	Display pilot vehicle warning sign not used under exemption	\$336	
Sec 137	Use etc Class 2 heavy vehicle not accord authorisation	\$674	
Sec 150 (1)	Drive etc Class 2 heavy vehicle contravene authorisation	\$674	
Sec 151 (2)	Drive Class 2 heavy vehicle not keep relevant document	\$336	
Sec 151 (3)	Contravention of subsection (2) - relevant parties	\$336	
Sec 152 (1)	Driver Class 2 heavy vehicle not keep copy of permit	\$336	
Sec 152 (2)	Driver Class 2 heavy vehicle not return permit as required	\$447	
Sec 152 (3)	Contravention of subsection (1) - relevant parties	\$336	
Sec 153 (1)	Driver heavy vehicle not keep copy of PBS vehicle approval	\$336	
Sec 153 (2)	Contravention of subsection (1) - relevant parties	\$336	
Sec 181 (3)	Fail to comply with notice to return amended etc permit	\$447	
	<b>LIABILITY OF EMPLOYERS ETC. (Mass, dimension &amp; loading requirements)</b>		
Sec 183 (2)(a)	Contravention of section 96 - employer - minor risk	\$447	
Sec 183 (2)(a)	Contravention of section 96 - employer - substantial risk	\$674	
Sec 183 (2)(a)	Contravention of section 102 - employer - no goods etc	\$336	

Sec 183 (2)(a)	Contravention of section 102 - employer - minor risk	\$336	
Sec 183 (2)(a)	Contravention of section 102 - employer - substantial risk	\$562	
Sec 183 (2)(a)	Contravention of section 111 - employer - minor risk	\$336	
Sec 183 (2)(a)	Contravention of section 111 - employer - substantial risk	\$562	
Sec 183 (2)(b)	Contravention of section 96 - prime contractor - minor risk	\$447	
Sec 183 (2)(b)	Contravention of section 102 - prime contractor - no goods	\$336	
Sec 183 (2)(b)	Contravention of section 111 - prime contractor - substantial risk	\$562	
Sec 183 (2)(b)	Contravention of section 102 - prime contractor - minor risk	\$336	
Sec 183 (2)(b)	Contravention of section 111 - prime contractor - minor risk	\$336	
Sec 183 (2)(b)	Contravention of section 96 - prime contractor - substantial risk	\$674	
Sec 183 (2)(b)	Contravention of section 102 - prime contractor - substantial risk	\$562	
Sec 183 (2)(c)	Contravention of section 102 - operator - substantial risk	\$562	
Sec 183 (2)(c)	Contravention of section 102 - operator - no goods etc	\$336	
Sec 183 (2)(c)	Contravention of section 96 - operator - substantial risk	\$674	
Sec 183 (2)(c)	Contravention of section 111 - operator - substantial risk	\$562	
Sec 183 (2)(c)	Contravention of section 111 - operator - minor risk	\$336	
Sec 183 (2)(c)	Contravention of section 96 - operator - minor risk	\$447	
Sec 183 (2)(c)	Contravention of section 102 - operator - minor risk	\$336	
Sec 183 (2)(d)	Contravention of section 102 - consignor - substantial risk	\$562	
Sec 183 (2)(d)	Contravention of section 102 - consignor - minor risk	\$336	
Sec 183 (2)(d)	Contravention of section 111 - consignor - substantial risk	\$562	
Sec 183 (2)(d)	Contravention of section 96 - consignor - minor risk	\$447	
Sec 183 (2)(d)	Contravention of section 102 - consignor - no goods etc	\$336	
Sec 183 (2)(d)	Contravention of section 96 - consignor - substantial risk	\$674	
Sec 183 (2)(d)	Contravention of section 111 - consignor - minor risk	\$336	
Sec 183 (2)(e)	Contravention of section 111 - packer - substantial risk	\$562	
Sec 183 (2)(e)	Contravention of section 102 - packer - minor risk	\$336	
Sec 183 (2)(e)	Contravention of section 102 - packer - substantial risk	\$562	
Sec 183 (2)(e)	Contravention of section 96 - packer - substantial risk	\$674	
Sec 183 (2)(e)	Contravention of section 111 - packer - minor risk	\$336	
Sec 183 (2)(e)	Contravention of section 102 - packer - no goods etc	\$336	
Sec 183 (2)(e)	Contravention of section 96 - packer - minor risk	\$447	
Sec 183 (2)(f)	Contravention of section 96 - loading manager - substantial risk	\$447	
Sec 183 (2)(f)	Contravention of section 102 - loading manager - minor risk	\$336	
Sec 183 (2)(f)	Contravention of section 102 - loading manager - no goods	\$336	
Sec 183 (2)(f)	Contravention of section 96 - loading manager - minor risk	\$447	
Sec 183 (2)(f)	Contravention of section 111 - loading manager - substantial risk	\$562	
Sec 183 (2)(f)	Contravention of section 111 - loading manager - minor risk	\$336	
Sec 183 (2)(f)	Contravention of section 102 - loading manager - substantial risk	\$562	
Sec 183 (2)(g)	Contravention of section 111 - loader - substantial risk	\$562	
Sec 183 (2)(g)	Contravention of section 96 - loader - substantial risk	\$674	
Sec 183 (2)(g)	Contravention of section 111 - loader - minor risk	\$336	
Sec 183 (2)(g)	Contravention of section 96 - loader - minor risk	\$447	
Sec 183 (2)(g)	Contravention of section 102 - loader - substantial risk	\$562	
Sec 183 (2)(g)	Contravention of section 102 - loader - minor risk	\$336	
	<b>TOWING &amp; COUPLING</b>		
Sec 184 (1)	Drive heavy motor vehicle towing more than 1 other vehicle	\$336	
Sec 185 (1)	Use etc heavy combination trailer not coupled securely	\$674	
Sec 185 (2)	Use etc heavy combination coupling components incompatible	\$674	
	<b>TRANSPORT DOCUMENTATION</b>		
Sec 190 (1)	Responsible entity not provide container weight declaration	\$674	
Sec 191 (1)	Operator not provide driver container weight declaration	\$674	
Sec 191 (3)	Operator not provide carrier with prescribed information	\$674	
Sec 192 (1)	Drive without complying container weight declaration	\$674	
Sec 192 (2)	Driver not keep container weight declaration available	\$336	
	<b>LIABILITY OF EMPLOYERS ETC. (speeding)</b>		
Sec 219 (1)(a)	Exceed 50 or 60 km/h speed limit - employer	\$336	
Sec 219 (1)(a)	Exceed 50 or 60 km/h speed limit - prime contractor	\$336	
Sec 219 (1)(a)	Exceed 50 or 60 km/h speed limit - operator	\$336	
Sec 219 (1)(b)	Exceed 70, 80 km/h speed limit by less than 15 km/h - employer	\$336	
Sec 219 (1)(b)	Exceed 70, 80 km/h speed limit by < 15 km/h - prime contractor	\$336	
Sec 219 (1)(b)	Exceed 70, 80 km/h speed limit by less than 15 km/h - operator	\$336	
Sec 219 (1)(c)	Exceed 70, 80 km/h speed limit by 15 km/h or more - employer	\$562	
Sec 219 (1)(c)	Exceed 90 km/h speed limit by >= 15 km/h - prime contractor	\$562	
Sec 219 (1)(c)	Exceed 70, 80 km/h speed limit by 15 km/h or more - operator	\$562	
Sec 219 (1)(d)	Exceed 90 km/h speed limit by less than 15 km/h - employer	\$336	
Sec 219 (1)(d)	Exceed 90 km/h speed limit by < 15 km/h - prime contractor	\$336	
Sec 219 (1)(d)	Exceed 90 km/h speed limit by less than 15 km/h - operator	\$336	
Sec 219 (1)(e)	Exceed 90 km/h speed limit by 15 km/h or more - employer	\$562	
Sec 219 (1)(e)	Exceed 90 km/h speed limit by 15 km/h or more - prime contractor	\$562	
Sec 219 (1)(e)	Exceed 90 km/h speed limit by 15 km/h or more - operator	\$562	
Sec 219 (1)(f)	Road train exceed 90 km/h speed limit by < 15 km/h - employer	\$562	
Sec 219 (1)(f)	Road train exceed 90 km/h limit by < 15 km/h -prime contractor	\$562	
Sec 219 (1)(f)	Road train exceed 90 km/h speed limit by < 15 km/h - operator	\$562	
Sec 219 (1)(g)	Exceed 100 km/h speed limit by less than 15 km/h - employer	\$562	

Sec 219 (1)(g)	Exceed 100 km/h speed limit by < 15 km/h - prime contractor	\$562	
Sec 219 (1)(g)	Exceed 100 km/h speed limit by less than 15 km/h - operator	\$562	
<b>STANDARD WORK &amp; REST ARRANGEMENTS</b>			
Sec 250 (1)(a)	Solo driver work more than std maximum time - minor risk	\$447	
Sec 250 (1)(a)	Solo driver work more than std maximum time - substantial risk	\$674	
Sec 250 (1)(b)	Solo driver rest less than std minimum time - substantial risk	\$674	
Sec 250 (1)(b)	Solo driver rest less than std minimum time - minor risk	\$447	
Sec 251 (1)(a)	Two-up driver work more than std maximum time - minor risk	\$447	
Sec 251 (1)(a)	Two-up driver work more than std maximum time - substantial risk	\$674	
Sec 251 (1)(b)	Two-up driver rest less than std minimum time - minor risk	\$447	
Sec 251 (1)(b)	Two-up driver rest less than std minimum time - substantial risk	\$674	
Sec 254 (1)(a)	Solo driver work more than BFM maximum time - substantial risk	\$674	
Sec 254 (1)(a)	Solo driver work more than BFM maximum time - minor risk	\$447	
Sec 256 (1)(b)	Two-up driver rest less than BFM minimum time - minor risk	\$447	
Sec 256 (1)(b)	Two-up driver rest less than BFM minimum time - substantial risk	\$674	
Sec 254 (1)(b)	Solo driver rest less than BFM minimum time - substantial risk	\$674	
Sec 254 (1)(b)	Solo driver rest less than BFM minimum time - minor risk	\$447	
Sec 256 (1)(a)	Two-up driver work more than BFM maximum time - minor risk	\$447	
Sec 256 (1)(a)	Two-up driver work more than BFM maximum time - substantial risk	\$674	
Sec 258 (1)(a)	Driver work more than AFM maximum work time - minor risk	\$447	
Sec 258 (1)(a)	Driver work more than AFM maximum work time - substantial risk	\$674	
Sec 258 (1)(b)	Driver rest less than AFM minimum rest time - minor risk	\$447	
Sec 258 (1)(b)	Driver rest less than AFM minimum rest time - substantial risk	\$674	
Sec 260 (1)(a)	Driver work more than maximum exemption time - substantial risk	\$674	
Sec 260 (1)(a)	Driver work more than maximum exemption time - minor risk	\$447	
Sec 260 (1)(b)	Driver rest less than minimum exemption time - substantial risk	\$674	
Sec 260 (1)(b)	Driver rest less than minimum exemption time - minor risk	\$447	
Sec 263 (1)	Change work and rest hours option not comply requirements	\$447	
Sec 284 (2)	Not comply with notice to return amended/cancelled permit	\$674	
Sec 286 (1)	Contravene condition of work and rest hours exemption	\$674	
Sec 287 (2)	Driver not comply work and rest hours exemption notice	\$336	
Sec 287 (3)	Driver contravene subsection (2) - relevant party	\$336	
Sec 288 (1)	Driver not keep copy of work and rest hours exemption permit	\$336	
Sec 288 (2)	Driver not return copy of permit as required	\$447	
Sec 288 (3)	Driver contravene subsection (1) - relevant party	\$336	
<b>WORK DIARY REQUIREMENTS</b>			
Sec 293 (1)	Driver not keep work diary as required	\$674	
Sec 296 (1)	Driver not record info as prescribed by national regulations	\$168	
Sec 297 (2)	Driver not record required information after starting work	\$674	
Sec 298 (1)	Driver not record odometer reading as prescribed	\$168	
Sec 299	Two-up driver not provide prescribed details to other driver	\$336	
Sec 301	Driver not record prescribed info in written work diary	\$168	
Sec 302	Driver not record electronic work diary info as prescribed	\$168	
Sec 303	Driver not use time zone of driver's base in work diary	\$168	
Sec 305 (1)	Driver not make supplementary records when required	\$674	
Sec 305 (2)	Driver not record prescribed info in supplementary record	\$336	
Sec 305 (3)	Driver not use correct time zone in supplementary record	\$168	
Sec 306	Driver not notify that written work diary filled etc	\$336	
Sec 307 (2)	Driver not notify that electronic work diary filled etc	\$336	
Sec 308 (1)(a)	Written work diary returned old unused sheets not cancelled	\$336	
Sec 308 (1)(b)	Written work diary returned not notify and give to Regulator	\$336	
Sec 308 (1)(c)	Work diary returned after 28 days not give it to Regulator	\$336	
Sec 309 (2)	Not inform drivers record keeper electronic diary filled etc	\$674	
Sec 310 (2)	Not inform driver's record keeper of electronic malfunction	\$674	
Sec 319 (1)	Record keeper not record prescribed information - std hours	\$674	
Sec 321 (1)	Record keeper not record prescribed information	\$674	
Sec 321 (2)	Record keeper not record prescribed information - BFM/AFM hrs	\$674	
Sec 322 (2)	Driver not give information to record keeper as prescribed	\$336	
Sec 323 (2)	Driver not give prescribed information to new record keeper	\$336	
Sec 341 (1)(a)	Record keeper not keep record made as prescribed	\$674	
Sec 341 (1)(b)	Record keeper not keep record received as prescribed	\$674	
Sec 341 (2)(a)	Record keeper not keep record made as prescribed	\$674	
Sec 341 (2)(b)	Record keeper not keep record received as prescribed	\$674	
Sec 341 (3)	Record not available to authorised officer - record keeper	\$336	
Sec 341 (4)	Driver as record keeper not keep record available	\$336	
Sec 354 (3)	Approval holder not comply direction under subsection (2)	\$674	
Sec 354 (5)	Not give copy of notice of amended conditions as prescribed	\$674	
Sec 355 (2)	Approval holder not remove label after approval cancelled	\$674	
Sec 355 (4)	Approval holder not comply direction under subsection (3)	\$674	
Sec 355 (6)	Not give notice of cancelled approval, remove label	\$674	
Sec 373 (2)	Not return amended or cancelled work diary exemption permit	\$674	
Sec 375	Contravene condition of work diary exemption	\$674	
Sec 376 (2)	Driver not keep relevant document under work diary exemption	\$336	
Sec 376 (3)	Driver contravene subsection (2) - relevant party	\$336	
Sec 377	Driver not keep copy etc of work diary exemption permit	\$336	

Sec 392 (2)	Not return amended etc fatigue record keeping exemption	\$674	
Sec 395	Contravene condition of fatigue record keeping exemption	\$674	
Sec 396 (2)	Owner fail to maintain odometer as prescribed	\$674	
Sec 399 (2)	Employer or operator drive etc not comply section 398	\$674	
Sec 467	Not comply with conditions of accreditation - BFM/AFM holder	\$674	
Sec 468 (1)	Driver not carry accreditation details	\$336	
Sec 468 (3)	Driver not carry accreditation details - operator	\$336	
Sec 469 (2)	Driver not return particular documents if stops operating	\$447	
Sec 470 (3)	Operator not inform driver of AFM hours under accreditation	\$674	
Sec 470 (8)	Operator not comply notice relating to list etc	\$336	
Sec 471 (2)	Operator not give notice of amendment etc to driver etc	\$674	
Sec 471 (3)	Driver not return document relevant to notice to operator	\$447	
Sec 476 (2)	Not return amended, suspended etc accreditation certificate	\$674	
Sec 488	Fail to return identity card as required after office ends	\$336	
Sec 513 (4)	Driver fail to comply with direction to stop heavy vehicle	\$674	
Sec 514 (3)	Fail to comply with direction not to move heavy vehicle etc	\$674	
Sec 516 (3)	Fail to comply with direction to move heavy vehicle	\$674	
Sec 517 (4)	Fail to move heavy vehicle etc if causing or risking harm	\$674	
Sec 522 (5)	Fail to produce heavy vehicle for inspection as required	\$674	
Sec 524 (5)	Fail to leave driver's seat, leave vehicle etc as directed	\$674	
Sec 526 (4)	Driver fail to give defect notice to operator	\$336	
Sec 528 (3)	Remove or deface defective vehicle label	\$336	
Sec 529	Use heavy vehicle contrary to defect notice (minor)	\$336	1
Sec 529	Use heavy vehicle contrary to defect notice (major)	\$336	3
Sec 533 (7)	Fail to comply with direction given under section 533	\$1,121	
Sec 534 (5)	Fail to comply with direction given under section 534	\$1,121	
Sec 567 (4)	Fail to state/give evidence of correctness name, address etc	\$336	
Sec 568 (3)	Driver fail to produce document for inspection	\$336	
Sec 568 (3)	Driver fail to produce work diary or device for inspection	\$674	
Sec 568 (7)	Fail to certify copy etc as true copy	\$336	
Sec 569 (2)	Fail to produce document, device etc for inspection	\$674	
Sec 569 (7)	Fail to certify copy etc as true copy	\$336	
<b>HV (M,D&amp;L) Reg (NSW)</b>	<b>MASS, DIMENSION &amp; LOAD RESTRAINT REQUIREMENTS</b>		
CI 16 (2)	Drive etc HML heavy vehicle contravene HML declaration	\$336	
CI 28	Driver or operator HML heavy vehicle contravene HML permit	\$336	
CI 34 (2)	Fail to comply with notice to return HML permit	\$447	
<b>HV (FM) Reg (NSW)</b>	<b>WORK DIARY REQUIREMENTS</b>		
CI 18A (1)	Change between forms of work diary	\$168	