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WEST GATE BRIDGE AUTHORITY BY-LAWS 1978

In pursuance of the powers conferred by Section 16 of the *Lower Yarra Crossing Authority Act 1965* and all other enabling powers West Gate Bridge Authority (formerly called Lower Yarra Crossing Authority) with the approval of the Governor in Council does hereby make the following By-laws:

PART 1—PRELIMINARY

Short Title:

- 1.01 These By-laws may be cited as the West Gate Bridge Authority By-laws 1978.

Commencement:

- 1.02 These By-laws shall come into operation on the thirty-first day of October, 1978.

PART 2—INTERPRETATIONS

- 2.01 In these By-laws, unless inconsistent with the context or subject matter:
- 2.02 "Agricultural Machinery" means an item of plant or machinery designed for use in agricultural or primary industries.
- 2.03 "Authority" means West Gate Bridge Authority, a company limited by guarantee, incorporated under the *Companies Act 1961* of the State of Victoria.
- 2.04 "Bicyclist" means a person in charge of a bicycle whether that bicycle is being ridden or wheeled.
- 2.05 "Bridge" means all works constructed on land held by the Authority as registered proprietor, lessee, licensee or occupier and on unalienated Crown land made available to the Authority by order of the Governor in Council, by the Authority pursuant to the powers and authorities conferred on the Authority by the provisions of the *Lower Yarra Crossing Authority Act 1965*.
- 2.06 "Bridge Control Officer" means an officer for the time being appointed by the Authority, to exercise the duties, offices or powers of a Bridge Control Officer.

- 2.07 "Toll Collection Plaza" means that part of the Bridge at which toll lanes, toll booths and other structures are erected.

- 2.08 "Tow Truck" means a tow truck as defined in the *Commercial Goods Vehicles Act 1958*.

- 2.09 Unless inconsistent with the context or subject matter, each of the words and phrases defined or given a meaning in the *Road Traffic Regulations 1973* shall in these By-laws bear the same meaning.

PART 3—TRAFFIC REGULATION AND PROHIBITION

- 3.01 The Authority may from time to time appoint such Bridge Control Officers as it thinks fit for the purpose of maintaining and operating the Bridge and enforcing these By-laws and such Bridge Control Officers shall have the power to enforce the provisions of these By-laws.

- 3.02 A person shall not enter, cross or leave the Bridge except at a crossing or point of access for the time being authorized for such purpose by the Authority.
Penalty: \$50.00.

- 3.03 A person shall not enter the Bridge unless the vehicle of which he is in charge is a motor car as defined in the *Motor Car Act 1958* to which only pneumatic tyres are fitted and is other than a motor tractor as defined in the *Motor Car Act 1958*, which vehicle may be drawing a trailer.
Penalty: \$35.00.

- 3.04 A person in charge of a vehicle which shall not be used on a highway except under and in accordance with a special permit granted under Division 2 of Part IV. of the *Motor Car Act 1958*, shall not:—

- (a) if he approaches the Bridge from an easterly direction, proceed past the holding bay constructed by the Authority adjacent to the toll collection plaza without first stopping in the holding bay and obtaining permission in writing from a Bridge Control Officer to complete the crossing; or

(b) if he approaches the Bridge from a westerly direction enter the Bridge unless he first stops in the holding bay constructed adjacent to the West Gate Freeway in the vicinity of Millers Road, Altona and obtains permission in writing from a Bridge Control Officer to enter the Bridge.

Penalty: \$50.00.

3.05 A person on or about to enter the Bridge shall at all times obey any signal by hand or reasonable oral instruction of a Bridge Control Officer given in the exercise of the duties, offices and powers conferred on him irrespective of any provision contained in any of these By-laws.

Penalty: \$50.00.

3.06 If a Bridge Control Officer has reasonable grounds based upon his personal observations for suspecting that—

(a) a person in charge of a vehicle on or about to enter the Bridge:

(i) has contravened or is contravening a provision of Division 2 of Part VI. of the *Motor Car Act 1958*,

(ii) has contravened or is contravening a provision of Part IV. of the *Motor Car Act 1958* or Parts III. or IV. of the *Motor Car Regulations 1966*,

(iii) has contravened or is contravening a provision of these By-laws,

(iv) is by reason of his physical or mental condition incapable of having proper control of the vehicle,

(b) the vehicle of which a person is in charge and which is on or about to enter the Bridge, is unlikely to be able safely to cross the Bridge,

(c) the vehicle of which a person is in charge and which is on or about to enter the Bridge, carries goods which in the opinion of the Bridge Control Officer are likely to endanger the public safety, or

(d) a vehicle of which a person is in charge and which is on or about to enter the Bridge is a vehicle which shall not be used on a highway except under and in accordance with a special permit granted under Division 2 of Part IV. of the *Motor Car Act 1958*,

he may:

(i) direct that person to stop the vehicle of which he is in charge;

(ii) inspect that vehicle or any trailer attached to it and any load on that vehicle or trailer,

(iii) inspect any special permit held by that person;

(iv) prohibit that person from entering the Bridge, or if that person has already entered the Bridge from proceeding any further on the Bridge;

(v) direct that person to remove the vehicle from the Bridge by the means and in the manner indicated by him;

(vi) permit that person to proceed subject to conditions.

3.07 The Authority may for maintenance or safety or similar reason at any time and from time to time prohibit all or any vehicles or any class of vehicles from using the Bridge or any part thereof for the period specified by the Authority.

PART 4—PEDESTRIANS, BICYCLISTS, ANIMALS, AGRICULTURAL MACHINERY, ROAD CONSTRUCTION OR MAINTENANCE MACHINERY AND ANIMAL DRAWN VEHICLES

4.01 A pedestrian or bicyclist shall not use the Bridge and a person shall not cause or permit any animal, agricultural machinery, road construction or maintenance machinery or animal drawn vehicle to be taken on or be upon the Bridge.

Penalty: \$35.00.

4.02 Clause 4.01 shall not apply to:—

(a) a pedestrian engaged in road construction or maintenance works on the Bridge; or

(b) a pedestrian proceeding to or from an emergency telephone for the purpose of complying with the provisions of Clause 8.01 hereof; or

(c) any bicycle, animal, agricultural machinery or road construction or maintenance machinery carried on a motor-car or trailer within the meaning of the *Motor Car Act 1958* and lawfully using the Bridge; or

(d) any road construction or maintenance machinery either—

(i) directly engaged on the construction and maintenance of the Bridge, or

(ii) used solely for bridge construction and maintenance purposes under the direct control of the Authority.

PART 5—SPEED OBLIGATIONS

5.01 Except when reduced speed is necessary for safe driving or to comply with the signal by hand or reasonable oral instruction of a member of the Police Force of Victoria or a Bridge Control Officer a person shall not drive a vehicle at such a low speed as to block, impede or retard the normal and reasonable movement of traffic on any part of the Bridge.

Penalty: \$35.00.

PART 6—STOPPING, STANDING AND PARKING VEHICLES

6.01 A person shall not, except when necessary for reasons of safety, stop a vehicle on the Bridge.

Penalty: \$35.00.

6.02 Clause 6.01 shall not apply to:

(a) a person stopped in the toll collection plaza for the purpose of paying a toll; or

(b) a person in the course of complying with the directions of a Bridge Control Officer; or

(c) a person in the course of complying with the provisions of Clause 3.04 (a) hereof; or

(d) a person in the course of complying with the provisions of Clause 8.01 hereof; or

(e) a person leaving a vehicle standing in a parking area in accordance with the manner indicated by the inscription on the sign or signs associated with the parking area.

6.03 (a) A Bridge Control Officer or at the request of the Authority any person holding approval from the Authority to remove vehicles from the Bridge but no other person, may remove or cause to be removed any vehicle which is:

(i) parked or left standing contrary to these By-laws or the *Road Traffic Regulations 1973*;

(ii) in the opinion of the Bridge Control Officer causing a danger or congestion to other traffic on the Bridge;

(iii) is disabled or damaged.

(b) A vehicle which has been removed shall be surrendered to the owner or any person on his behalf on his giving satisfactory evidence of his right to the vehicle and on payment to the Authority of all expenses reasonably incurred by the Authority in connexion with the removal and storage of the vehicle.

(c) In this clause "vehicle" includes all goods and chattels attached to, within or on the vehicle.

PART 7—PROHIBITED SUBSTANCES AND VEHICLES

7.01 A person in charge of a vehicle carrying one or more of the substances referred to in the First Schedule hereto shall not use the Bridge.

Penalty: \$50.00.

7.02 A person in charge of a tow truck shall not remove a vehicle from the Bridge.

Penalty: \$35.00.

7.03 Clause 7.02 shall not apply to a person in charge of:

(a) a tow truck owned or operated by the Authority; or

(b) a tow truck holding approval from the Authority to remove a nominated vehicle parked or left standing on the Bridge contrary to these By-laws or the *Road Traffic Regulations 1973*.

PART 8—NOTIFICATION OF FIRE, ACCIDENT OR DISABLEMENT

- 8.01 Subject to the provisions of Section 80 of the Motor Car Act 1958 in case of, fire involving a vehicle on the Bridge, a vehicle being involved in an accident or disablement of a vehicle on the Bridge the person in charge of the vehicle shall:—
- when it is possible and safe to do so stop the vehicle in an emergency stopping lane or immediately adjacent to the centre median strip of the Bridge, and
 - immediately thereafter if there is a Bridge Control Officer nearby notify him of the event otherwise he shall proceed to the nearest emergency telephone installed on the Bridge and notify the Authority of the event.
Penalty: \$15.00.
- 8.02 The Authority may—
- render such assistance as it sees fit to the vehicle so as to enable it to cross the Bridge,
 - move or cause to be moved the vehicle to a carpark or other place,
 - direct the person in charge of the vehicle to move the vehicle from the Bridge by the means and in the manner indicated by a Bridge Control Officer.

PART 9—GENERAL

- 9.01 Where a sign inscribed with the words "Emergency stopping lane only" is erected adjacent to a marked lane on the Bridge a person in charge of a vehicle on the Bridge shall not except with the approval of a Bridge Control Officer drive or leave the vehicle standing in that lane unless the condition of the driver or vehicle or any other factor renders it necessary or desirable in the interests of safety that the vehicle be so driven or left.
Penalty: \$35.00.
- 9.02 A person shall not:—
- whether or not in charge of or in a vehicle, loiter on the Bridge; or
 - enter any toll booth, tunnel or other structure of the Authority unless authorized so to do by the Authority; or
 - obstruct or impede any Bridge Control Officer in the execution of his duty; or
 - commit any nuisance on the Bridge; or
 - except with reasonable cause congregate with any other persons on the Bridge for any purpose whatsoever; or
 - insert in a toll collection machine any matter or thing other than coins of the denominations indicated on the machine; or
 - use an emergency telephone except in an emergency; or
 - injure, damage, deface or interfere with or attempt to injure, damage, deface or interfere with any lane marker, toll collection machine or facility, emergency telephone, fitting, post, sign, fence, gate, garden, railing, wall, building or other property of the Authority.
Penalty: \$25.00.
- 9.03 A person, other than a Bridge Control Officer, shall not:—
- climb on any portion of the Bridge; or
 - construct, erect, place, leave or abandon any building, work, material or any other property on the Bridge; or
 - move or attempt to move any lane marker installed permanently or temporarily in or on the Bridge; or
 - extinguish or interfere with in any way any lamp on the Bridge; or
 - attach or moor any water craft to any part of the Bridge;
Penalty: \$35.00.
- 9.04 A person shall not, except with the approval of a Bridge Control Officer:—
- change or attempt to change any tyre or wheel of a vehicle; or
 - repair or attempt to repair a vehicle; or
 - fuel or attempt to fuel a vehicle.
Penalty: \$35.00.
- 9.05 The Authority may remove any building, work, material or any other property belonging to or abandoned by any person and found on the Bridge.
- 9.06 Where in a Clause of these By-laws, exemption from the provisions of the Clause is not expressly given to a Bridge Control Officer, to the extent that it is necessary or desirable in the course of the exercise of the duties, offices and powers of a Bridge Control Officer, the prohibition, restriction or qualification set out in the Clause shall not apply to the Bridge Control Officer.

PART 10—TOLLS AND CHARGES

- 10.01 (a) The person in charge of a vehicle within a class of traffic in respect of which a toll or charge is payable, shall on entering the Bridge become liable to pay a toll or charge.
- (b) The amount of the toll or charge payable by that person is the amount applicable to that vehicle as set out in the Second Schedule hereto.
- 10.02 The Authority may make an agreement upon such terms and conditions as the Authority thinks fit with any person wishing to use the Bridge for the issue to that person of a pre-paid toll voucher whereby delivery of such voucher to a Bridge Control Officer shall be accepted by the Authority as payment of the prescribed toll or charge.
- 10.03 Subject to the provisions of this Part, a person shall not proceed through the toll collection plaza unless—
- the toll or charge applicable to the vehicle of which he is in charge—
 - is paid to the Bridge Control Officer manning the toll lane on which the person is travelling; or
 - is placed in the coin receptacle of the automatic toll collection machine servicing that toll lane; or
 - an uncancelled pre-paid toll voucher in a form approved by the Authority for the toll or charge applicable to the vehicle of which he is in charge, is delivered to the Bridge Control Officer manning that toll lane; or
 - he has already in respect of that use of the Bridge at another part of the Bridge or elsewhere paid the prescribed toll or charge or presented an uncancelled pre-paid toll voucher for the prescribed toll or charge to a Bridge Control Officer as a condition of the permission granted by the Bridge Control Officer to make that use of the Bridge.
- 10.04 (a) Where a person in charge of a vehicle has insufficient money to pay the toll or charge, on informing the Bridge Control Officer manning the toll lane on which that person is travelling of his full name and address and the registered number of the vehicle, and the Bridge Control Officer may hand him a Patron No Fund Envelope and let him proceed.
- (b) That person shall pay the amount of his unpaid toll or charge to the Authority so that it is received in that envelope or by other means sufficiently identifying the person and that use of the Bridge, by the Authority not later than 7 days later.
Penalty: \$15.00.

PART 11—OFFENCES AND PENALTIES

- 11.01 A person who contravenes or fails to comply with any provision of these By-laws or fails to comply with any direction or notice given pursuant to these By-laws shall be guilty of an offence against these By-laws and shall be liable to a penalty not exceeding the penalty specified in that provision. Where no penalty is specified in these By-laws the amount of the penalty shall be not more than \$50.

FIRST SCHEDULE

(Substances referred in Clause 7.01)

- Explosives as defined in the Explosives Regulations 1962 the transportation by vehicle of which pursuant to the provisions of the Explosives Regulations 1962 is only to be made by a person holding a licence to transport explosives.
- A container of liquefied petroleum gas or other liquefied inflammable gas having a capacity of more than 100 kilograms.

SECOND SCHEDULE

<i>Class of Traffic</i>	<i>Amount of Toll or Charge</i>
1. A vehicle fitted with no more than 2 axles to neither of which are attached dual wheels.	60 cents
2. (i) A vehicle fitted with 2 axles to one or more of which axles dual wheels are attached. (ii) A vehicle fitted with 2 or more axles having a trailer ("trailer") as defined in the <i>Motor Car Act 1958</i> attached thereto fitted with 1 or more axles with no dual wheels attached to any axle of the vehicle or the trailer. (iii) A vehicle fitted with more than 2 axles with no dual wheels attached to any axle.	\$1.20
3. (i) A vehicle fitted with 3 axles to one or more of which axles dual wheels are attached. (ii) A vehicle fitted with 2 axles having a trailer attached with one axle with dual wheels attached to one or more of the axles of the vehicle or trailer.	\$1.60
4. (i) A vehicle fitted with 4 or more axles to one or more of which axles dual wheels are attached. (ii) A vehicle fitted with 3 or more axles having a trailer attached with one or more axles with dual wheels attached to one or more of the axles of the vehicle or trailer.	\$2.00
A vehicle within class 1, 2, 3 or 4 in respect of which the person in charge holds for that use of the Bridge a Patron No Fund Envelope.	The amount payable by a person in charge of a vehicle of that class not later than 7 days after receiving the Patron No Fund Envelope.
A vehicle which shall not be used on a highway except under and in accordance with a special permit granted under Division 2 of Part IV. of the <i>Motor Car Act 1958</i> .	In addition to the amount payable by a person in charge of a vehicle of the class to which the vehicle belongs, an escort charge for the time involved in relation to the escort of an amount not to exceed a rate of \$5 per quarter hour or part thereof of involvement.

Dated at Melbourne, this 18th day of October, 1978

The common seal of West Gate Bridge Authority was hereto affixed with the authority of a resolution of the Board of Directors and in the presence of—

(SEAL)

O. G. MEYER, Director
G. COMBEN, Secretary

Approved by the Governor in Council, 31st October, 1978
—TOM FORRISTAL, Clerk of the Executive Council.