

Transport and Other Legislation (Managing E-mobility Use and Protecting Our Communities) Amendment Bill 2026

Amendments during consideration in detail to be moved by
The Honourable the Minister for Transport and Main Roads

1 Clause 2 (Commencement)

Page 8, lines 8 to 14—

omit, insert—

- (1) This Act, other than the provisions mentioned in subsections (2) and (3), commences on 1 July 2026.
- (2) The following provisions commence on 31 August 2026—
 - (a) section 15(4);
 - (b) section 18(3A) and (4);
 - (c) section 34, to the extent it inserts section 78B;
 - (d) section 34A;
 - (e) section 45, to the extent it inserts section 247;
 - (f) section 56.
- (3) The following provisions commence on 1 March 2027—
 - (a) section 18(3B);
 - (b) section 34, to the extent it inserts section 78C.

2 Clause 7 (Amendment of s 52 (Prevention of offences—general))

Page 10, lines 24 to 27, from ‘e-mobility device’ to ‘the device will’—

omit, insert—

electrically power-assisted cycle or personal mobility device may take possession of the cycle or device to prevent the child continuing to ride it when the officer leaves the area, on the basis that the cycle or device will

3 Clause 8 (Insertion of new ch 4A)

Page 11, lines 1 to 5—

omit, insert—

**Chapter 4A Seizure and
destruction powers
for prohibited bikes**

4 Clause 8 (Insertion of new ch 4A)

Page 11, line 7, ‘ch 4A’—

omit, insert—

chapter

5 Clause 8 (Insertion of new ch 4A)

Page 11, after line 19—

insert—

internal review decision means a decision made, or taken to have been made, under section 123M on an application for internal review of an original decision.

6 Clause 8 (Insertion of new ch 4A)

Page 12, line 4, after ‘123H(3)’—

insert—

or (3A)

7 Clause 8 (Insertion of new ch 4A)

Page 12, line 19, ‘of seizure’—

omit, insert—

the vehicle was seized

8 Clause 8 (Insertion of new ch 4A)

Page 12, after line 23—

insert—

123AB Ways notice may be given

If a provision in this chapter requires the commissioner or a police officer to give notice to a person, the notice may be given in any of the following ways—

- (a) by delivering it to the person personally;
- (b) by leaving it at, or by sending it by post or similar facility to, the address of the place of residence or business of the person last known to the commissioner;
- (c) by sending it by electronic communication to the unique electronic address nominated by the person to a police officer.

9 Clause 8 (Insertion of new ch 4A)

Page 14, after line 10—

insert—

- (3) This section does not limit section 60.

10 Clause 8 (Insertion of new ch 4A)

Page 14, after line 23—

insert—

123EA Particular powers and steps for dealing with personal property—unattended seizure

- (1) If a police officer seizes an unattended vehicle under this part the officer may remove and take possession of any item of personal property found on or with the vehicle.
- (2) The commissioner must take reasonable steps to—
 - (a) identify the owner of the item; and
 - (b) facilitate the return of the item to the owner.
- (3) If the identity of the owner of the item is known, the commissioner must give the owner a notice stating that the item is in police possession and may be collected from a stated location.
- (4) If the identity of the owner of the item is unknown after reasonable steps have been taken to identify the owner, the item must be dealt with under chapter 21, part 3.

11 Clause 8 (Insertion of new ch 4A)

Page 14, line 28, ‘personally served with’—
omit, insert—
given

12 Clause 8 (Insertion of new ch 4A)

Page 15, lines 3 and 4, ‘serve a seizure notice on’—
omit, insert—
give a seizure notice to

13 Clause 8 (Insertion of new ch 4A)

Page 15, line 9, ‘service’—
omit, insert—

giving

14 Clause 8 (Insertion of new ch 4A)

Page 15, line 14, ‘by’—

omit, insert—

under

15 Clause 8 (Insertion of new ch 4A)

Page 15, line 17, ‘means’—

omit, insert—

, for a vehicle seized under this part, means

16 Clause 8 (Insertion of new ch 4A)

Page 15, line 19, ‘of the seizure’—

omit, insert—

the vehicle was seized

17 Clause 8 (Insertion of new ch 4A)

Page 15, line 24—

omit.

18 Clause 8 (Insertion of new ch 4A)

Page 15, after line 32—

insert—

123FA Grounds for release of seized vehicle

In relation to a vehicle seized under part 2 that is the subject of a release application under this part, each of the following is a *ground for release* of the vehicle—

- (a) the vehicle is registered and may lawfully be used in a public place;
- (b) the vehicle is otherwise not a prohibited bike;
- (c) the applicant was not responsible for, and did not authorise, the suspected riding of the vehicle on a road, on a road-related area or in a public place;
- (d) the vehicle was not ridden on a road, on a road-related area or in a public place.

19 Clause 8 (Insertion of new ch 4A)

Page 16, line 12, ‘information’—

omit, insert—

evidence

20 Clause 8 (Insertion of new ch 4A)

Page 16, lines 15 and 16—

omit, insert—

- (ii) at least 1 ground for release is made out.

21 Clause 8 (Insertion of new ch 4A)

Page 16, lines 17 to 21—

omit, insert—

Examples of evidence to establish that a ground for release is made out—

- CCTV footage showing that a vehicle was brought to a public place in a lawful way and was not ridden in a public place
- documentation showing a vehicle is not a prohibited bike

22 Clause 8 (Insertion of new ch 4A)

Page 16, after line 27—

insert—

- (5) For subsection (3)(c)(ii), a statement or statutory declaration by the applicant about a particular matter is not of itself sufficient evidence to establish the matter.

23 Clause 8 (Insertion of new ch 4A)

Page 16, lines 29 to 32—

omit, insert—

- (1) The commissioner must, within 28 days after receiving a release application, decide to—
 - (a) grant the application and release the vehicle; or
 - (b) grant the application and retain the vehicle until the commissioner is satisfied it is no longer required for investigative or evidentiary purposes; or
 - (c) refuse the application.

24 Clause 8 (Insertion of new ch 4A)

Page 16, line 33, ‘release the vehicle’—

omit, insert—

decide to grant the application

25 Clause 8 (Insertion of new ch 4A)

Page 17, lines 1 to 12—

omit, insert—

satisfied—

- (a) the applicant is an owner of the vehicle; and

(b) at least 1 ground for release is made out.

26 Clause 8 (Insertion of new ch 4A)

Page 17, line 13, ‘release the vehicle’—

omit, insert—

grant the application

27 Clause 8 (Insertion of new ch 4A)

Page 17, lines 15 to 22—

omit, insert—

notice of the decision (a *release notice*) stating that the release application is granted and either—

- (a) the vehicle will be released when the commissioner is satisfied it is no longer required for investigative or evidentiary purposes; or
- (b) the applicant may collect the vehicle from a stated place during stated hours and, if the applicant does not collect the vehicle within 30 days after the date of the release notice, the vehicle may be forfeited to the State and may be disposed of.

28 Clause 8 (Insertion of new ch 4A)

Page 17, after line 22—

insert—

- (3A) If the commissioner gives a release notice under subsection (3)(a), the commissioner must, when the commissioner is satisfied the vehicle is no longer required for investigative or evidentiary purposes, give the applicant a further notice (also a *release notice*) stating the matters mentioned in subsection (3)(b).

29 Clause 8 (Insertion of new ch 4A)

Page 17, line 23, ‘to release the vehicle’—

omit, insert—

the application

30 Clause 8 (Insertion of new ch 4A)

Page 17, lines 32 and 33—

omit, insert—

to establish a ground for release of the vehicle;
and

31 Clause 8 (Insertion of new ch 4A)

Page 18, line 8, ‘applying’—

omit, insert—

making an application for internal review

32 Clause 8 (Insertion of new ch 4A)

Page 18, lines 20 to 23—

omit.

33 Clause 8 (Insertion of new ch 4A)

Page 20, line 23, ‘chief executive’—

omit, insert—

commissioner

34 Clause 8 (Insertion of new ch 4A)

Page 22, lines 29 and 30, from ‘each’ to ‘section,’—

omit, insert—

a vehicle forfeited under this section

35 Clause 8 (Insertion of new ch 4A)

Page 23, lines 12 and 13, ‘served, either by post or personally, on’—

omit, insert—

given to

36 Clause 8 (Insertion of new ch 4A)

Page 23, lines 20 and 21, ‘served, either by post or personally, on’—

omit, insert—

given to

37 Clause 8 (Insertion of new ch 4A)

Page 23, lines 27 and 28, ‘served, either by post or personally, on’—

omit, insert—

given to

38 Clause 8 (Insertion of new ch 4A)

Page 24, line 4, ‘served, either by post or personally, on’—

omit, insert—

given to

39 Clause 8 (Insertion of new ch 4A)

Page 24, lines 26 and 27—

omit, insert—

vehicle after it is no longer required for investigative or evidentiary purposes, including, for example, the costs of storing the vehicle

40 Clause 8 (Insertion of new ch 4A)

Page 25, line 21, ‘and’—

omit, insert—

the vehicle after it was no longer required for
investigative or evidentiary purposes and in

41 Clause 8 (Insertion of new ch 4A)

Page 25, line 29, ‘the costs’—

omit, insert—

the outstanding costs

42 Clause 8 (Insertion of new ch 4A)

Page 27, line 18, ‘forfeited vehicle’—

omit, insert—

vehicle forfeited to the State

43 Clause 8 (Insertion of new ch 4A)

Page 27, after line 20—

insert—

Note—

See also the Road Use Management Act, section 123KA
for evidentiary certificates relating to approved testing
devices.

44 Clause 8 (Insertion of new ch 4A)

Page 27, after line 33—

insert—

(4A) Subsection (4B) applies if—

(a) a person makes a release application for a
seized vehicle on the ground mentioned in
section 123FA(c); and

(b) the vehicle is released under section 123H;
and

(c) a proceeding for an offence involving the vehicle is started against the applicant or another person, or the applicant or another person is served with an infringement notice for an infringement notice offence involving the vehicle.

(4B) The release of the vehicle under section 123H is not evidence in the proceeding mentioned in subsection (4A)(c) that the vehicle was, or was not, a prohibited bike at the time of the alleged offence.

45 Clause 8 (Insertion of new ch 4A)

Page 28, lines 5 to 8—

omit.

46 Clause 8 (Insertion of new ch 4A)

Page 28, line 30, ‘ch 4A’—

omit, insert—

chapter

47 Clause 8 (Insertion of new ch 4A)

Page 29, line 13, ‘subsection (1),’—

omit, insert—

subsection (1)

48 Clause 8 (Insertion of new ch 4A)

Page 29, after line 14—

insert—

123X Delegation—commissioner

- (1) The commissioner may delegate any of the commissioner’s powers under this chapter to a senior police officer.
- (2) In this section—
senior police officer means—
 - (a) an officer in charge of a police station or police establishment; or
 - (b) a police officer of at least the rank of sergeant.

49 Clause 10 (Amendment of s 747 (Definitions for chapter))

Page 29, lines 20 to 25—

omit, insert—

- (1) Section 747—
insert—
drive, in relation to an electrically power-assisted cycle or personal mobility device, includes ride.
- (2) Section 747, definition *stop*, ‘motor’—
omit.

50 After clause 10

Page 29, after line 25—

insert—

10A Amendment of s 748 (Giving a direction for ch 22)

- (1) Section 748(1), ‘another motor’—
omit, insert—
another
- (2) Section 748(1)(a) and (c) and (2)(a) and (b), ‘the

motor vehicle’—

omit, insert—

the vehicle

(3) Section 748(1)(b) and (c), ‘other motor’—

omit, insert—

other

(4) Section 748(2), ‘a motor’—

omit, insert—

a

(5) Section 748—

insert—

(3) In this section—

vehicle means a motor vehicle, electrically power-assisted cycle or personal mobility device.

10B Amendment of s 749 (What is a *warning light* for ch 22)

Section 749, after ‘another motor vehicle’—

omit, insert—

or an electrically power-assisted cycle or personal mobility device

51 Clause 11 (Amendment of s 754 (Evasion offence))

Page 30, lines 1 and 2, from ‘or’ to ‘personal’—

omit, insert—

, an electrically power-assisted cycle or personal

52 Clause 11 (Amendment of s 754 (Evasion offence))

Page 30, lines 18 to 21—

omit.

53 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, line 4, ‘for a’—

omit, insert—

for an original

54 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, lines 6 and 7—

omit, insert—

electrically power-assisted cycle see the Road
Use Management Act, schedule 4.

55 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, lines 12 and 13, ‘section 123A’—

omit, insert—

section 123P(3)

56 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, lines 14 and 15, from ‘for’ to ‘123A’—

omit, insert—

for an original decision, for chapter 4A, see
section 123H(4)

57 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, line 16, from ‘for’ to ‘123A’—

omit, insert—

of an original decision, for chapter 4A, see section
123K(1)

58 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, lines 17 and 18, ‘part 4, see section 123I’—

omit, insert—

see section 123A

59 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, lines 22 and 23—

omit, insert—

personal mobility device see the Road Use Management Act, schedule 4.

60 Clause 13 (Amendment of sch 6 (Dictionary))

Page 31, line 31, ‘section 123A’—

omit, insert—

section 123H(3)

61 Clause 13 (Amendment of sch 6 (Dictionary))

Page 32, line 4, ‘section 123A’—

omit, insert—

section 123F(7)

62 Clause 15 (Amendment of s 5 (Act has limited application to children))

Page 32, line 25, after ‘against’—

insert—

any of

63 Clause 15 (Amendment of s 5 (Act has limited application to children))

Page 33, line 2—

omit.

64 Clause 15 (Amendment of s 5 (Act has limited application to children))

Page 33, line 11, after ‘against’—

insert—

either of

65 Clause 15 (Amendment of s 5 (Act has limited application to children))

Page 33, after line 21—

insert—

(4) Section 5(5), definition *prescribed transport offence*, paragraph (b), as inserted by this Act—

insert—

(ii) section 78B;

66 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 35, after line 4, entries for sections 78B(1) and 78C(1)—

omit.

67 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 35, after line 4—

insert—

s 122T(1)	3
s 122T(2)	3

68 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 35, before line 5—

insert—

(3A) Schedule 1, entry for *Transport Operations (Road Use Management) Act 1995—*

insert—

s 78B(1)

3

69 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 35, before line 5—

insert—

(3B) Schedule 1, entry for *Transport Operations (Road Use Management) Act 1995—*

insert—

s 78C(1)

14

70 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 36, after line 7, entry for section 253A—

omit.

71 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 37, after line 5—

insert—

(8A) Schedule 1, entry for *Transport Operations (Road Use Management—Road Rules) Regulation 2009—*

insert—

s 250A(2)

3

72 Clause 18 (Amendment of sch 1 (Infringement notice offences and fines for nominated laws))

Page 37, after line 10—

insert—

(9A) Schedule 1, entry for *Transport Operations (Road Use Management—Road Rules) Regulation 2009—*

insert—

s 253A

1

73 Clause 21 (Amendment of s 19B (Meaning of racing, burn out or other hooning offence))

Page 40, lines 21 and 22, ‘this definition, a relevant offence’—

omit, insert—

paragraph (b) of this definition, an offence

74 Clause 25 (Insertion of new pt 2, div 4C)

Page 44, line 27, after ‘not’—

insert—

a child

75 Clause 32 (Insertion of new s 34A)

Page 51, line 14, ‘on’—

omit.

76 Clause 34 (Insertion of new ss 78B–78D)

Page 54, after line 15—

insert—

- (1A) A regulation may prescribe the following—
- (a) the circumstances in which a child who is at least 12 years is exempt from complying with subsection (1) while the child is under adult supervision;
 - (b) the circumstances in which a person who does not hold a valid Queensland driver licence or non-Queensland driver licence is exempt from complying with subsection (1) because the person is able to safely operate the electrically power-assisted cycle or personal mobility device;
 - (c) a place at which a person who rides an electrically power-assisted cycle or personal mobility device is exempt from complying with subsection (1);

Example—

an area containing mountain bike trails or designed for the riding of vehicles other than motor vehicles

- (d) another circumstance in which a person is exempt from complying with subsection (1).
- (1B) A regulation made under subsection (1A) may prescribe the requirements, including any conditions, that must be complied with for the exemption to apply.
- (1C) Subsection (1) does not apply to a person if—
- (a) an exemption prescribed under subsection (1A) applies to the person; and
 - (b) the person complies with the requirements, including any conditions, prescribed for the exemption under subsection (1B).

(1D) This section does not limit section 171(3)(i).

77 Clause 34 (Insertion of new ss 78B–78D)

Page 54, after line 16—

insert—

adult supervision, in relation to a child, means supervision by—

- (a) the child’s parent or grandparent; or
- (b) the child’s legal guardian; or
- (c) another person prescribed by regulation who is responsible for the child.

78 Clause 34 (Insertion of new ss 78B–78D)

Page 54, line 27, ‘over 16 years’—

omit, insert—

16 or over

79 Clause 34 (Insertion of new ss 78B–78D)

Page 55, lines 1 to 4—

omit, insert—

- (a) is at least 16 years and holds either—
 - (i) a valid Queensland driver licence; or
 - (ii) a valid non-Queensland driver licence; or
- (b) if the user does not meet a requirement mentioned in paragraph (a)—is, under section 78B(1C), exempt from the requirement in relation to section 78B(1).

80 Clause 34 (Insertion of new ss 78B–78D)

Page 55, lines 13 to 16—

omit, insert—

- (a) that a user has made a declaration that the user meets the requirements mentioned in subsection (1)(a) or (b); and

81 Clause 34 (Insertion of new ss 78B–78D)

Page 55, after line 26—

insert—

valid, in relation to a Queensland driver licence or non-Queensland driver licence, see section 78B(2).

82 Clause 34 (Insertion of new ss 78B–78D)

Page 55, line 27 to page 57, line 33—

omit, insert—

78D Liability of parent—offence committed by child against parent liability provision

- (1) If a child under 16 years commits an offence against a parent liability provision, a parent of the child is taken to have also committed an offence against the provision and is liable to the same penalty.
- (2) However, it is a defence for the parent to prove that—
 - (a) the parent did not know, and could not reasonably have been expected to know, of the child’s conduct constituting the offence against the parent liability provision; or
 - (b) the parent took all reasonable steps to ensure the child did not engage in the conduct

constituting the offence against the parent liability provision.

- (3) In deciding whether things done or omitted to be done by the parent constitute reasonable steps for subsection (2)(b), a court must have regard to whether the parent was in a position to influence the child's conduct in relation to the offence.
- (4) The parent may be proceeded against for, and convicted of, an offence against the parent liability provision whether or not the child has been proceeded against for, or convicted of, the child's offence against the parent liability provision.
- (5) In a proceeding for an offence against a parent of a child under 16 years for an offence against a parent liability provision, in relation to proof of whether a person is the parent of the child, a belief of a police officer, on reasonable grounds, that a person is the parent of the child is, unless the contrary is proved, sufficient evidence of the fact that the person is the child's parent.
- (6) For subsection (5), a belief mentioned in that subsection may be formed by the police officer after reasonable enquiries are made of the child and parent when the police officer finds the child riding a prohibited bike on a road, on a road-related area or in a public place or soon after that time.
- (7) This section does not affect—
 - (a) the liability of a child for an offence against a parent liability provision; or
 - (b) the liability, under the Criminal Code, chapter 2, of any person, whether or not the person is a parent of a child, for the child's offence against a parent liability provision.
- (8) In this section—

approved carer, of a child, means—

- (a) an approved foster carer under the *Child Protection Act 1999*, schedule 3 in whose care the child is placed under section 82 of that Act; or
- (b) an approved kinship carer of the child under the *Child Protection Act 1999*, schedule 3; or
- (c) a provisionally approved carer of the child under the *Child Protection Act 1999*, schedule 3.

chief executive (child safety) means the chief executive of the department in which the *Child Protection Act 1999* is administered.

parent, of a child—

- (a) means an adult who is the child’s mother, father or someone else, other than the chief executive (child safety), having or exercising parental responsibility for the child; but
- (b) does not include—
 - (i) a person standing in the place of a parent of the child on a temporary basis; or
 - (ii) an approved carer of the child.

parent liability provision means section 84B.

83 After clause 34

Page 57, after line 33—

insert—

34A Amendment of s 78D (Liability of parent—offence committed by child against parent liability provision)

- (1) Section 78D(6), as inserted by this Act, ‘a prohibited bike’—

omit, insert—

an electrically power-assisted cycle,
personal mobility device or prohibited bike

- (2) Section 78D(8), definition *parent liability provision*, as inserted by this Act—

omit, insert—

parent liability provision means—

- (a) section 78B; or
- (b) section 84B.

84 Clause 35 (Amendment of s 79 (Vehicle offences involving liquor or other drugs))

Page 58, lines 30 and 31, from ‘on’ to ‘place’—

omit.

85 Clause 36 (Amendment of s 80 (Breath and saliva tests, and analysis and laboratory tests))

Page 62, line 21, before ‘person’—

insert—

affected

86 Clause 36 (Amendment of s 80 (Breath and saliva tests, and analysis and laboratory tests))

Page 66, line 7, before ‘person’—

insert—

affected

87 Clause 36 (Amendment of s 80 (Breath and saliva tests, and analysis and laboratory tests))

Page 66, line 12, ‘for the’—

omit, insert—

from riding a bicycle or personal mobility device
for a

88 Clause 38 (Insertion of new ss 84B and 84C)

Page 68, lines 3 to 6—

omit, insert—

related offence provision—

- (a) the person may be charged with an offence against either subsection (1) or the related offence provision; and

89 Clause 38 (Insertion of new ss 84B and 84C)

Page 68, after line 14—

insert—

related offence provision means any of the following—

- (a) the *Motor Accident Insurance Act 1994*, section 20;
- (b) the *Transport Operations (Road Use Management—Vehicle Registration) Regulation 2021*, section 10;
- (c) the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 2021*, section 8.

90 Clause 38 (Insertion of new ss 84B and 84C)

Page 68, lines 22 to 32 and page 69, lines 1 to 5—

omit, insert—

- (2) A person must not ride a vehicle on a road, on a road-related area or in a public place if the vehicle has a compliance label attached to it but the vehicle is not an electrically power-assisted cycle.

Maximum penalty—30 penalty units.

- (3) It is a defence to a charge under subsection (1) or (2) for the person to prove that—
- (a) the person purchased the vehicle from a retailer in the ordinary course of business and—
 - (i) the compliance label was already attached to the vehicle when purchased from the retailer; or
 - (ii) the person attached the compliance label to the vehicle in accordance with instructions provided by the retailer or the manufacturer of the vehicle; or
 - (b) the person attached the compliance label to the vehicle—
 - (i) as a retailer or an employee of a retailer; and
 - (ii) based on information provided by the manufacturer of the vehicle.

- (4) In this section—

compliance label, in relation to a vehicle, means a permanent label or marking indicating that the vehicle—

- (a) if the vehicle has been verified as a legacy EPAC—is a legacy EPAC; or
- (b) if the vehicle has been verified as a special purpose EPAC—is a special purpose EPAC; or
- (c) otherwise—complies with the EPAC standard.

91 Clause 39 (Amendment of ch 5, pt 7, hdg)

Page 69, lines 13 to 15—

omit, insert—

Chapter 5, part 7, heading, ‘devices’—

omit, insert—

and testing devices

92 Clause 40 (Insertion of new ch 5, pt 7, div 3)

Page 70, line 24, ‘government’—

omit, insert—

Government

93 After clause 40

Page 70, after line 26—

insert—

40A Insertion of new ch 5, pt 7B

Chapter 5—

insert—

Part 7B

**Legacy EPAC and
special purpose
EPAC verification**

122Q Definitions for part

In this part—

legacy EPAC means a vehicle that—

- (a) has 2 or more wheels; and
- (b) is built to be propelled by human power; and
- (c) has 1 or more auxiliary electric motors; and

- (d) was manufactured before 1 July 2026; and
- (e) complies with the characteristics or limitations prescribed by regulation.

special purpose EPAC means a vehicle that—

- (a) has 2 or more wheels; and
- (b) is built to be propelled by human power; and
- (c) has 1 or more auxiliary electric motors; and
- (d) is designed or modified to enable a person with a disability or medical condition to ride the vehicle; and
- (e) complies with the characteristics or limitations prescribed by regulation.

122R Verification includes assessment and testing

A reference in this part to verifying that a vehicle is a legacy EPAC or special purpose EPAC includes—

- (a) assessing whether the vehicle is a legacy EPAC or special purpose EPAC; and
- (b) testing the vehicle for the purpose of assessing whether it is, or verifying that it is, a legacy EPAC or special purpose EPAC.

122S EPAC verification rules

- (1) The chief executive may make rules (*EPAC verification rules*) about verifying that a vehicle is a legacy EPAC or special purpose

EPAC.

- (2) Without limiting subsection (1), the EPAC verification rules may include rules about the following—
- (a) the method or standard of testing to be used in verifying that a vehicle is a legacy EPAC or special purpose EPAC;
 - (b) the presumptions that may be relied on in verifying that a vehicle is a legacy EPAC or special purpose EPAC;
 - (c) the modifications made to a vehicle that may be ignored or accommodated in verifying that the vehicle is a legacy EPAC or special purpose EPAC;
Example of a modification—
modification of a vehicle to make it suitable for use with a prosthetic limb
 - (d) who may verify that a vehicle is a legacy EPAC or special purpose EPAC;
 - (e) matters relating to the label to be attached to a vehicle indicating that the vehicle is verified to be a legacy EPAC or special purpose EPAC, including, for example, who may attach the label and how it must be attached;
 - (f) the records to be made or kept in relation to verifying that a vehicle is a legacy EPAC or special purpose EPAC;
 - (g) the circumstances in which the verification of a vehicle ends.
- (3) For the purpose of subsection (2)(b), the EPAC verification rules may include a list of makes and models of vehicles that the chief executive is satisfied are, or are not, legacy EPACs or special purpose EPACs as defined under this Act.

- (4) The chief executive must publish the EPAC verification rules on the department's website.

122T Failure to comply with EPAC verification rules

- (1) A person must comply with the EPAC verification rules in verifying that a vehicle is a legacy EPAC or special purpose EPAC.

Maximum penalty—30 penalty units.

- (2) A person must not purport to verify that a vehicle is a legacy EPAC or special purpose EPAC unless that person is a person who may do so under the EPAC verification rules.

Maximum penalty—30 penalty units.

122U Prescribing particular matters for legacy EPACs and special purpose EPACs

- (1) A regulation may prescribe the following—
 - (a) the maximum fees payable for verifying that a vehicle is a legacy EPAC or special purpose EPAC;
 - (b) the limitations or conditions applying to the use of legacy EPACs or special purpose EPACs.
- (2) A regulation may provide for offences relating to—
 - (a) charging more than the maximum fee prescribed for verifying that a vehicle is a legacy EPAC or special purpose EPAC; or
 - (b) use of a legacy EPAC or special purpose EPAC in contravention of a limitation or condition applying to the EPAC under a regulation.

94 Clause 45 (Insertion of new part 27)

Page 74, line 5, ‘part 27’—

omit, insert—

ch 7, pt 27

95 Clause 45 (Insertion of new part 27)

Page 74, line 6—

omit, insert—

Chapter 7—

96 Clause 45 (Insertion of new part 27)

Page 74, lines 18 to 28—

omit, insert—

- (1) During the transitional period, a reference in an Act or regulation to a personal mobility device is taken to include a vehicle that—
 - (a) was manufactured before 1 July 2026; and
 - (b) would have been a personal mobility device as defined under this Act immediately before the e-mobility reforms.
- (2) During the transitional period, a reference in an Act or regulation to an electrically power-assisted cycle is taken to include a vehicle that—
 - (a) was manufactured before 1 July 2026; and
 - (b) would have been a power-assisted bicycle as defined under this Act immediately before the e-mobility reforms.
- (3) In this section—

e-mobility reforms means the amendments of this Act by the *Transport and Other Legislation (Managing E-mobility Use and Protecting Our Communities) Amendment Act 2026*.

transitional period means the period starting on 1 July 2026 and ending on the day prescribed by regulation.

97 Clause 45 (Insertion of new part 27)

Page 74, after line 28—

insert—

245A EPAC standard may apply retrospectively

To the extent this Act applies to an EPAC standard in relation to a vehicle, the Act applies to—

- (a) the relevant version of the EPAC standard regardless of whether that version has been replaced, superseded or otherwise ceased to be in force; and
- (b) any vehicle manufactured before or after the commencement.

Example—

An electrically power-assisted cycle manufactured in 2016 may comply with a version of the EPAC standard in force when the vehicle was manufactured despite that version of the standard no longer being in force.

98 Clause 45 (Insertion of new part 27)

Page 75, line 23, ‘of this section’—

omit.

99 Clause 45 (Insertion of new part 27)

Page 75, line 26, ‘of this section’—

omit.

100 Clause 45 (Insertion of new part 27)

Page 75, after line 26—

insert—

247 Requirement to hold valid licence under s 78B

- (1) This section applies for the period starting on the commencement and ending on 29 November 2026.
- (2) A person does not contravene section 78B(1)(b) if the person has a reasonable excuse.

101 Clause 47 (Amendment of sch 4 (Dictionary))

Page 76, lines 13 to 18—

omit, insert—

- (d) is 1 of the following types of vehicles—
 - (i) a vehicle that—
 - (A) complies with the EPAC standard in force when the vehicle was manufactured; and
 - (B) has attached to it, in a permanent way, a label that indicates compliance with the EPAC standard;
 - (ii) a vehicle to which a special circumstances permit applies;
 - (iii) a vehicle that is verified as a legacy EPAC or special purpose EPAC as provided for under the EPAC verification rules.

102 Clause 47 (Amendment of sch 4 (Dictionary))

Page 76, after line 21—

insert—

EPAC verification rules see section 122S(1).

legacy EPAC see section 122Q.

103 Clause 47 (Amendment of sch 4 (Dictionary))

Page 76, after line 32—

insert—

special purpose EPAC see section 122Q.

104 Clause 49 (Amendment of s 128 (Application for, and issue of, permit))

Page 78, line 7, after ‘or’—

insert—

lack of

105 Clause 49 (Amendment of s 128 (Application for, and issue of, permit))

Page 78, line 17, ‘example’—

omit, insert—

examples

106 After clause 50

Page 78, after line 31—

insert—

50A Insertion of new pt 8, div 4

Part 8—

insert—

Division 4 Transitional provision for Transport and Other Legislation (Managing E-mobility Use and Protecting Our Communities) Amendment Act 2026

177 End of transitional period for formerly compliant power-assisted bicycles and personal mobility devices

For the Act, section 245(3), definition *transitional period*, the day prescribed for the end of the transitional period is 28 February 2027.

107 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, line 3, ‘10km/h’—

omit, insert—

12km/h

108 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, after line 11—

insert—

Note—

For riders on shared paths, see also section 250A.

109 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, lines 12 and 13, ‘or shared path’—

omit, insert—

, other than a separated footpath,

110 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, line 15, ‘10km/h’—

omit, insert—

12km/h

111 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, line 24, ‘section of this part’—

omit, insert—

provision of this regulation

112 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 82, line 31, ‘10km/h’—

omit, insert—

12km/h

113 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 83, after line 3—

insert—

Note—

For riders on shared paths, see also section 250A.

114 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 83, lines 4 and 5, ‘or shared path’—

omit, insert—

, other than a separated footpath,

115 Clause 54 (Replacement of s 24B (Speed limit for personal mobility devices))

Page 83, line 7, ‘10km/h’—

omit, insert—

12km/h

116 After clause 56

Page 83, after line 30—

insert—

56A Insertion of new s 250A

After section 250—

insert—

250A Riding an electrically power-assisted cycle or a personal mobility device past a pedestrian on a shared path

- (1) This section applies to the rider of an electrically power-assisted cycle or a personal mobility device riding on a shared path.
- (2) The rider must not ride past a pedestrian on the shared path at a speed over 12km/h.

Maximum penalty—40 penalty units.

117 After clause 62

Page 86, after line 15—

insert—

62A Amendment of s 291 (Making unnecessary noise or smoke)

Section 291(1), note, after ‘69A(1)(a)(iv)’—

insert—

and the *Summary Offences Act 2005*, section 19B(b)(v)

118 Clause 63 (Replacement of s 353B (Power-assisted bicycles—Act, sch 4, definition *power-assisted bicycle*))

Page 86, lines 24 to 27—

omit, insert—

titled ‘EN 15194 Cycles – Electrically power

assisted cycles – EPAC Bicycles’, published by the European Committee for Standardization, as in force from time to time.

119 Clause 66 (Amendment of sch 5 (Dictionary))

Page 87, line 8, before ‘see’—

insert—

, for part 3,

120 Clause 66 (Amendment of sch 5 (Dictionary))

Page 87, line 9, before ‘see’—

insert—

, for part 3,

121 Schedule 1 (Other amendments)

Page 88, line 4, ‘part 1,’—

omit.

122 Schedule 1 (Other amendments)

Page 88, lines 8 to 12—

omit, insert—

2 Schedule 62, section 3, definition *e-bicycle*, note

omit.