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Update Summary

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MOTOR VEHICLE LAW QUEENSLAND

Currently updated by
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Rohan Armstrong has updated the following commentary.

Negligence

A pedestrian walking along a country road is discussed in regard to *Eden v Jamieson* [2023] QSC 240. See [1940].

Motor Accident Insurance Act 1994 (Annotated)

Fraud is considered in regard to *Peterkovic v QBE Insurance (Australia) Ltd* [2023] QDC 220. See [MAIA.48.60].

Andrew West has updated the following commentary.

Transport Operations (Road Use Management) Act 1995 (Annotated)

Being in charge of a motor vehicle is discussed in regard to *Hutton v Commissioner of Police* [2023] QDC 187. See [TORUMA.78.80].

A complaint against a disqualified person is looked at with reference to *Queensland Police Service v BAN* [2024] QMC 1. See [TORUMA.78.100].

Considerations when determining punishment are discussed in regard to *Ghane v QPS* [2023] QDC 251 and *Ferris v Commissioner of Police (Qld)* [2023] QDC 206. See [TORUMA.78.140].

Practice points are discussed in regard to *Chambers v Commissioner of Police (Qld)* [2023] QDC 228. See [TORUMA.78.180].

Sentencing is considered with reference to *Ghane v QPS* [2023] QDC 251. See [TORUMA.79.60].

Disqualification is looked at in regard to *R v Scanlan* [2023] QCA 206. See [TORUMA.86.80].

Practice points are discussed with reference to *Cooper v Department of Transport and Main Roads* [2024] QCAT 62. See [TORUMA.87.140].

Offences detected by a photographic detection device are considered in regard to *McMaster v Commissioner of Police (Qld)* [2023] QDC 197. See [TORUMA.114.20].

Application for removal of disqualification is looked at with reference to *McNally v Commissioner of Police (Qld)* [2023] QDC 196 and *Warren v Commissioner of Police (Qld)* [2023] QDC 245. See [TORUMA.131.20].

Transport Operations (Road Use Management – Road Rules) Regulation 2009 (Annotated)

Defences are discussed in regard to *Isenglaas v Queensland Police Service* [2023] QDC 242. See [RR.20.60].

Transport Operations (Passenger Transport) Regulation 2018 (Annotated)

New commentary on an application for grant or renewal is provided in regard to *Cooper v Department of Transport and Main Roads* [2024] QCAT 62. See [PTR.23.20].

New commentary on the relationship between a driver licence and driver authorisation is provided in regard to *Cooper v Department of Transport and Main Roads* [2024] QCAT 62. See [PTR.50.20].

Transport Infrastructure Act 1994 (Annotated)

New commentary on the alteration etc of ancillary works and encroachments is provided with reference to *Freeman v Department of Transport and Main Roads* [2023] QCAT 416. See [TI.52.20].

Criminal Code (Annotated)

Practice points are discussed with reference to *Barnes v Commissioner of Police (Qld)* [2023] QDC 255 and *Wilson-Knight v Commissioner of Police* [2023] QDC 188. See [CC.328A.90].

Sentencing principles are considered in regard to *Chambers v Commissioner of Police (Qld)* [2023] QDC 228. See [CC.328A.310].

Sentencing principles are looked at with reference to *Farrell v Commissioner of Police (Qld)* [2023] QDC 243. See [CC.408A.140].

Police Powers and Responsibilities Act 2000 (Annotated)

New practice points regarding an evasion offence are provided with reference to *Chambers v Commissioner of Police (Qld)* [2023] QDC 228. See [PPRA.754.80].

Penalties and Sentencing Act 1992 (Annotated)

Principles are discussed in regard to *R v Scanlan* [2023] QCA 206. See [PSA.187.40].

