

# Late Night Driving Restriction

## Information Sheet

This information sheet is designed to provide general information about the Late Night Driving Restriction (LNDR).

### What is a LNDR?

A LNDR prohibits you from driving between 11pm and 5am (late at night) for a period of one year. If you are found driving between 11pm and 5am during a LNDR period, you will be charged and may be required to appear in court.

### Who does a LNDR apply to?

A LNDR is imposed if you accumulate excessive demerit points resulting in either a good driving behaviour (GDB) period or a licence suspension; or your licence is suspended for committing a high speed offence, if at the time of the offence(s) you were under 25 and—

- held a provisional or probationary licence; or
- did not hold a valid driver licence and were not eligible for an open licence.

A LNDR will also be imposed if you are disqualified from holding or obtaining a Queensland driver licence, if at the time of committing the offence you were under 25 and—

- held provisional, probationary or open licence; or
- did not hold a valid driver licence.

A new LNDR will be imposed each time any of the above situations applies to you; if you commit multiple offences, multiple LNDRs may be imposed.

*For example, if you choose a GDB period a LNDR will be imposed, if you then accumulate excessive demerit points during the GDB period, your licence will be suspended and another LNDR will be imposed.*

### When does a LNDR start?

The date a LNDR starts will depend on the reason a LNDR is being applied.

If you choose a GDB period, the LNDR will start on the same day the GDB starts.

If you are suspended for accumulating excessive demerit points or committing a high speed offence, the LNDR will start the day after your licence suspension period ends. However, if you apply for a Special Hardship Order (SHO), and you committed the offence(s) on or after 1 January 2014, the LNDR will start either the day the court grants the SHO, or the day after the amended suspension period ends if an order is not granted by the court.

If you are disqualified by a court, the LNDR will start:

- if the offence was committed before 1 January 2014, the day you reapply for your driver licence after the disqualification period ends
- if the offence was committed on or after 1 January 2014, the day after your disqualification period ends.

If you are granted a restricted (work) licence by a court, the LNDR will start:

- if the offence was committed before 1 January 2014, the day after you have completed your work licence order period
- if the offence was committed on or after 1 January 2014, the day the court grants the work licence order.

### What if you have a special need to drive between 11pm and 5am to earn a living?

You may be eligible to apply for a certificate of exemption from a LNDR if you are able to prove that you need to drive to or from your place of employment, or in the course of your employment, between 11pm and 5am. Applications for an exemption from complying with a LNDR are assessed against strict criteria.

To apply for a certificate of exemption you will need to complete the *Certificate of Exemption for Late Night Driving Application* (form F4468) and provide any relevant supporting documentation.

For further information, please refer to the *Certificate of Exemption – Late Night Driving Information Sheet* (S4479).

### Can you upgrade or add an additional class to your driver licence during a LNDR period?

If you have held the class or type of driver licence for the required period, you may be eligible to upgrade your driver licence type or have an additional class endorsed on your driver licence. This will not affect a LNDR, it will still apply for the one year period.

### Additional information

For more information or to obtain a copy of the *Certificate of Exemption for Late Night Driving Application* (form F4468), please visit [www.tmr.qld.gov.au](http://www.tmr.qld.gov.au) or call 13 23 80\*.

*\*Check with your service provider for call costs.*