

LEGISLATIVE COUNCIL

Road Transport Legislation Amendment (Automated Seatbelt Enforcement) Bill 2023

First print

Proposed amendment

No. 1 **Warning period for seatbelt offences detected by appropriate approved traffic enforcement devices**

Page 4, Schedule 1. Insert after line 29—

[12] Schedule 4 Savings, transitional and other provisions

Insert after clause 70—

Part 12 Provision consequent on enactment of Road Transport Legislation Amendment (Automated Seatbelt Enforcement) Act 2023

71 Warning period for seatbelt offences detected by appropriate approved traffic enforcement devices

- (1) This clause applies if after the commencement of this clause a seatbelt offence is detected by an appropriate approved traffic enforcement device.
- (2) To avoid doubt, TfNSW—
 - (a) must deal with the offence in accordance with this Act or the statutory rules, including by issuing a penalty notice or court attendance notice in relation to the seatbelt offence, and
 - (b) must not deal with the offence by issuing a warning to the registered owner of the vehicle.

- (3) In this clause—

appropriate approved traffic enforcement device has the same meaning as in Part 7.3, Division 2.

seatbelt offence has the same meaning as in Part 5.3, Division 5.

warning means a notice given to a registered owner of a vehicle warning the registered owner that the driver of the vehicle committed a seatbelt offence but stating that no penalty notice or court attendance notice will be issued in relation to the offence.