

LEGISLATIVE COUNCIL

Road Transport Amendment (Mobile Phone Detection) Bill 2019

First print

Proposed amendment

No. 1 **Warning signs to be posted**

Page 3, Schedule 1.1. Insert after line 3—

[1] Section 134A

Insert after section 134—

134A Warning signs for traffic enforcement devices approved for mobile phone use offences

- (1) A person who authorises the use of an approved traffic enforcement device that is approved for mobile phone use offences must ensure that a sign is displayed in the vicinity of the device to make each driver approaching the device aware that the device is in use (a *warning sign*).
- (2) If a warning sign is not displayed in accordance with subsection (1) at the time a photograph is taken by an approved traffic enforcement device approved for mobile phone use offences, the photograph—
 - (a) must not be used for or in connection with the issue of a penalty notice for an offence against this Act or the statutory rules, and
 - (b) is not admissible in proceedings for an offence against this Act or the statutory rules.