

New South Wales.



ANNO TERTIO DECIMO

GEORGH VI REGIS.

Act No. 14, 1949.

An Act to amend the Motor Traffic Act, 1909-1945, in certain respects; and for purposes connected therewith. [Assented to, 21st June, 1949.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Motor Traffic (Amendment) Act, 1949." Short title and citation.

(2) The Motor Traffic Act, 1909, as amended by subsequent Acts and by this Act, may be cited as the Motor Traffic Act, 1909-1949.

Motor Traffic (Amendment).

Amendment
of Act No.
5, 1909.
Sec. 5.
(Informa-
tion as to
identity
of driver.)

2. The Motor Traffic Act, 1909-1945, is amended—

(a) by omitting paragraph (a) of subsection three of section five and by inserting in lieu thereof the following paragraph:—

(a) the owner of the vehicle, or the person in whose name it is registered, or the person having the custody of the vehicle, shall, when required so to do by a member of the police force, forthwith give information (which shall, if so required, be given in the form of a statement in writing signed by such owner or person) as to the name and place of abode of such driver, and if any such owner or person fails to do so he shall be guilty of an offence under this Act, unless he proves to the satisfaction of the court that he did not know and could not with reasonable diligence have ascertained such name and place of abode; and

(b) by inserting at the end of the same section the following new subsection:—

(4) Where a statement in writing purporting to be furnished under paragraph (a) of subsection three of this section and to contain particulars of the name and place of abode of the driver of a motor vehicle at the time of commission of an alleged offence under this Act or any regulation is produced in any court in proceedings against the person named therein as the driver for such offence, the statement shall, if such person does not appear before the court, be evidence without proof of signature that he was the driver of such vehicle at such time.

By Authority:

ALFRED HENRY PETTIFER, Government Printer, Sydney, 1949.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 7 June, 1949.

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1. (1) This Act may be cited as the "Motor Traffic (Amendment) Act, 1949." Short title and citation.

(2) The Motor Traffic Act, 1909, as amended by subsequent Acts and by this Act, may be cited as the Motor Traffic Act, 1909-1949.

2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Motor Traffic (Amendment).

Amendment
of Act No.
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(b) by inserting at the end of the same section the following new subsection:—

(4) Where a statement in writing purporting to be furnished under paragraph (a) of subsection three of this section and to contain particulars of the name and place of abode of the driver of a motor vehicle at the time of commission of an alleged offence under this Act or any regulation is produced in any court in proceedings against the person named therein as the driver for such offence, the statement shall, if such person does not appear before the court, be evidence without proof of signature that he was the driver of such vehicle at such time.

In the name and on behalf of His Majesty I assent to this Act.

J. NORTHCOTT,
Governor.

*Government House,
Sydney, 21st June, 1949.*

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 7 June, 1949.

New South Wales.



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(4) Where a statement in writing purporting to be furnished under paragraph (a) of subsection three of this section and to contain particulars of the name and place of abode of the driver of a motor vehicle at the time of commission of an alleged offence under this Act or any regulation is produced in any court in proceedings against the person named therein as the driver for such offence, the statement shall, if such person does not appear before the court, be evidence without proof of signature that he was the driver of such vehicle at such time.

In the name and on behalf of His Majesty I assent to this Act.

J. NORTHCOTT,
Governor.

*Government House,
Sydney, 21st June, 1949.*

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 19 May, 1949.

New South Wales.



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in whose name it is registered, or the
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vehicle, shall, when required so to do by
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so he shall be guilty of an offence under
this Act, unless he proves to the
satisfaction of the court that he did not
20 know and could not with reasonable
diligence have ascertained such name
and place of abode; and

(b) by inserting at the end of the same section the following new subsection:—

25 (4) Where a statement in writing purport-
ing to be furnished under paragraph
(a) of subsection three of this section
and to contain particulars of the name
and place of abode of the driver of a
30 motor vehicle at the time of commission
of an alleged offence under this Act
or any regulation is produced in any
court in proceedings against the person
named therein as the driver for such
offence, the statement shall, if such
35 person does not appear before the
court, be evidence without proof of
signature that he was the driver of such
vehicle at such time.

No. , 1949.

A BILL

To amend the Motor Traffic Act, 1909-1945, in certain respects; and for purposes connected therewith.

[MR. O'SULLIVAN;—17 *March*, 1949.]

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vehicle at such time.

Motor Traffic (Amendment) Bill, 1949.

EXPLANATORY NOTE.

SECTION 5 (3) of the Motor Traffic Act, 1909-1945, requires certain persons to give information as to the identity of the driver of a motor vehicle at the time of the commission of an offence.

This Bill amends the Act—

- (a) by providing that the information shall be given in writing if so required and shall include the place of abode of the driver;
- (b) by providing that any such information in writing shall be evidence that the person named therein was the driver where he does not appear to defend the prosecution for the offence.

Motor Traffic (Amendment) Bill, 1949

EXPLANATORY NOTE

Section 1 of the Bill amends the Motor Traffic Act, 1930, so as to give information to the public as to the number of motor vehicles of the class of the motor vehicle at any time.

The Bill also amends section 10 of the Motor Traffic Act, 1930, so as to require the registration of motor vehicles of the class of motor vehicle.

The Bill also amends section 11 of the Motor Traffic Act, 1930, so as to require the registration of motor vehicles of the class of motor vehicle.

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