

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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 12 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. , 1957.

An Act to make provision for the control of speedway racing, tests and trials between motor vehicles; to amend the Metropolitan Traffic Act, 1900, and the Motor Traffic Act, 1909, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

BE it enacted by the Queen'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
5 the same, as follows:—

1. (1) This Act may be cited as the "Speedway Racing (Public Safety) Act, 1957".

Short title
and com-
mencement.

Speedway Racing (Public Safety).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. In this Act unless the context or subject matter Definitions.
5 otherwise indicates or requires—

10 “Meeting for speedway racing” means meeting at which racing between motor vehicles is held or carried on and includes meeting at which events, not actually races, in which motor vehicles compete singly or otherwise, but in which speed is the determining factor, are held or conducted.

15 “Motor vehicle” means any motor car, motor carriage, motor cycle or other vehicle propelled wholly or partly by any volatile spirit, steam, gas, oil or electricity, or by any means other than human or animal power.

“Prescribed” means prescribed by this Act or the regulations.

20 “Speedway” means any ground, land, park, race-course, oval, recreation reserve, sports ground, or place whether enclosed or unenclosed on which meetings for speedway racing are held, and includes any land or building used in connection therewith, but does not include a public street within the meaning of the Motor Traffic
25 Act, 1909, as amended by subsequent Acts.

3. (1) No meeting for speedway racing shall after Licenses
the expiration of three months from the commencement for
of this Act be held on any speedway unless such speed- speedways.
30 way is licensed under this Act.

(2) A license issued under this Act in respect of any speedway may authorise the holding of meetings for speedway racing on such speedway at which all types of motor vehicles, or such type or types of motor vehicles
35 as may be specified in such license, may compete.

4.

Speedway Racing (Public Safety).

4. Licenses under this Act may be issued by the Minister subject to such terms and conditions as may be specified therein. Such terms and conditions may include such of the terms and conditions as may be prescribed, and such other terms and conditions, as the Minister may determine.

Conditions
of
licenses.

5. Subject to the provisions of this Act any such license shall remain in force for a period of one year, or such lesser period specified in the license, from the date of its issue, and may from time to time be renewed for a period not exceeding one year.

Term of
licenses.

6. (1) The Minister may, for good cause, suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act.

Variation,
suspension,
cancellation
and issue
of licenses.

(2) Without prejudice to the generality of the foregoing provisions of this Act the Minister may suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act, or refuse to issue a license under this Act if it appears to him that—

(a) proper and adequate protections have not been taken or have ceased to be taken in or upon a speedway for the safety of the public or competitors resorting thereto or using the speedway or being in the proximity of the speedway;

(b) the length of the circumference of the speedway, or the width of the speedway, or the curve or curves of the speedway, or the grade of the speedway, or the surface of the speedway, is such as to constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;

(c)

Speedway Racing (Public Safety).

- (c) the speedway is generally unsuitable for the holding of meetings for speedway racing;
- 5 (d) the power, or type, or construction, or number of the motor vehicles competing or to compete at any meeting for speedway racing on the speedway is such as would constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- 10 (e) the accommodation for the public is situated too close to the portion of the speedway upon which speedway racing or events is or are to be held.
7. (1) If any meeting for speedway racing is held in **Offences.**
15 contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act the person holding, promoting or organising such meeting shall be liable for a first offence to a penalty not exceeding one hundred pounds and for a second or
20 subsequent offence to a penalty not exceeding two hundred pounds.
- (2) Any person taking part as a competitor at any meeting for speedway racing held in contravention of section three of this Act or the terms and conditions
25 attaching to a license issued under this Act shall be liable for a first offence to a penalty not exceeding ten pounds and for a second or subsequent offence to a penalty not exceeding twenty pounds.
8. All proceedings for offences against this Act or **Proceedings for offences.**
30 the regulations shall be disposed of summarily before a stipendiary magistrate or two justices in petty sessions.
9. (1) The Governor may make regulations not **Regulations.**
inconsistent with this Act for or with respect to—
35 (a) the form and manner of applying for and granting, and the fees for licenses under this Act and renewals thereof;
- (b)

Speedway Racing (Public Safety).

- (b) the transfer of such licenses;
- 5 (c) the requirements and conditions to be observed in respect of track construction, safety fences, fire precautions, amenities and such other matters in connection with speedways as the Governor may consider necessary for the health, safety and convenience of the public or competitors resorting to or using such speedways or being in the proximity thereof;
- 10 (d) the prohibition of the holding of meetings for speedway racing on specified days or during specified hours on specified days;
- 15 (e) all matters which are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) Any regulation under this Act may be made to apply or to have operation throughout the whole or any part of the State, may be of general or specially limited application according to time, place, or circumstances, and may be general or restricted to any specified class or subject matter.

25 (3) Any such regulation may authorise any matter or thing to be from time to time determined, applied or regulated by the Minister or by any person specified therein, either generally or for any class of cases or in any particular case.

30 (4) The regulations may prescribe penalties not exceeding in any case fifty pounds for any contravention or breach thereof.

(5) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations;
- (c)

Speedway Racing (Public Safety).

(c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and, if not, then within fourteen sitting days after the commencement of the next session.

5

If either House of Parliament passes a resolution of which notice has been given within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

10

10. (1) (a) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts, is amended by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 13A the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

15

"or

(iv) any competitive trial designed to test the skill of any vehicle driver or rider or the reliability or mechanical condition of any vehicle upon a public street,"

20

(b) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Metropolitan Traffic Act, 1900-1957.

25

(2) (a) The Motor Traffic Act, 1909, as amended by subsequent Acts, is amended—

(i) by omitting subsection eight of section 4A and by inserting in lieu thereof the following subsection:—

30

(8) The provisions of subsection one of this section shall not apply to the driver of a motor vehicle which is taking part in a race, an attempt to break a motor vehicle speed record, a trial of speed or any competitive trial as referred to in paragraph (a) of subsection one of section 4B of this Act in accordance with an approval given and any conditions imposed by the Commissioner of Police pursuant to the said section 4B.

35

(ii)

Amendment
of Act
No. 8, 1900.
Sec. 13A.
(Races,
attempts on
speed
records,
etc.)

Amendment
of Act
No. 5, 1909.

Sec. 4A.
(Speed
limits.)

Speedway Racing (Public Safety).

(ii) by omitting from subparagraph (iii) of para-
graph (a) of subsection one of section 4B the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

Sec. 4B.
(Races, attempts on speed records, etc.)

5

"or

(iv) any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street,";

10

(iii) by inserting in subsection two of the same section after the word "vehicle" where secondly occurring the words "or in any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street".

15

(b) The Motor Traffic Act, 1909, as amended by subsequent Acts and by this Act, may be cited as the
20 Motor Traffic Act, 1909-1957.

The first part of the report is devoted to a description of the general conditions of the country, and to a statement of the progress of the various branches of industry and commerce.

The second part of the report is devoted to a description of the various branches of industry and commerce, and to a statement of the progress of each of them.

The third part of the report is devoted to a description of the various branches of industry and commerce, and to a statement of the progress of each of them.

The fourth part of the report is devoted to a description of the various branches of industry and commerce, and to a statement of the progress of each of them.

No. , 1957.

A BILL

To make provision for the control of speedway racing, tests and trials between motor vehicles; to amend the Metropolitan Traffic Act, 1900, and the Motor Traffic Act, 1909, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

[MR. KELLY;—11 *September*, 1957.]

BE it enacted by the Queen'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
5 the same, as follows:—

1. (1) This Act may be cited as the "Speedway Racing (Public Safety) Act, 1957".

Short title
and com-
mencement.

Speedway Racing (Public Safety).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. In this Act unless the context or subject matter otherwise indicates or requires—

10 “Meeting for speedway racing” means meeting at which racing between motor vehicles is held or carried on and includes meeting at which events, not actually races, in which motor vehicles compete singly or otherwise, but in which speed is the determining factor, are held or conducted.

15 “Motor vehicle” means any motor car, motor carriage, motor cycle or other vehicle propelled wholly or partly by any volatile spirit, steam, gas, oil or electricity, or by any means other than human or animal power.

“Prescribed” means prescribed by this Act or the regulations.

20 “Speedway” means any ground, land, park, race-course, oval, recreation reserve, sports ground, or place whether enclosed or unenclosed on which meetings for speedway racing are held, and includes any land or building used in connection therewith, but does not include a public street within the meaning of the Motor Traffic Act, 1909, as amended by subsequent Acts.

25 **3.** (1) No meeting for speedway racing shall after the expiration of three months from the commencement of this Act be held on any speedway unless such speedway is licensed under this Act. Licenses for speedways.

(2) A license issued under this Act in respect of any speedway may authorise the holding of meetings for speedway racing on such speedway at which all types of motor vehicles, or such type or types of motor vehicles as may be specified in such license, may compete.

4.

Speedway Racing (Public Safety).

4. Licenses under this Act may be issued by the Minister subject to such terms and conditions as may be specified therein. Such terms and conditions may include such of the terms and conditions as may be prescribed, and such other terms and conditions, as the Minister may determine. Conditions of licenses.
5. Subject to the provisions of this Act any such license shall remain in force for a period of one year, or such lesser period specified in the license, from the date of its issue, and may from time to time be renewed for a period not exceeding one year. Term of licenses.
6. (1) The Minister may, for good cause, suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act. Variation, suspension, cancellation and issue of licenses.
- (2) Without prejudice to the generality of the foregoing provisions of this Act the Minister may suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act, or refuse to issue a license under this Act if it appears to him that—
- (a) proper and adequate protections have not been taken or have ceased to be taken in or upon a speedway for the safety of the public or competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- (b) the length of the circumference of the speedway, or the width of the speedway, or the curve or curves of the speedway, or the grade of the speedway, or the surface of the speedway, is such as to constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- (c)

Speedway Racing (Public Safety).

- 5 (c) the speedway is generally unsuitable for the holding of meetings for speedway racing;
- (d) the power, or type, or construction, or number of the motor vehicles competing or to compete at any meeting for speedway racing on the speedway is such as would constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- 10 (e) the accommodation for the public is situated too close to the portion of the speedway upon which speedway racing or events is or are to be held.

7. (1) If any meeting for speedway racing is held in ^{Offences.} contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act the person holding, promoting or organising such meeting shall be liable for a first offence to a penalty not exceeding one hundred pounds and for a second or ^{CI} subsequent offence to a penalty not exceeding two hundred pounds.

(2) Any person taking part as a competitor at any meeting for speedway racing held in contravention of section three of this Act or the terms and conditions ^{CI} attaching to a license issued under this Act shall be liable for a first offence to a penalty not exceeding ten pounds and for a second or subsequent offence to a penalty not exceeding twenty pounds.

8. All proceedings for offences against this Act or ^{Proceedings for offences.} the regulations shall be disposed of summarily before a stipendiary magistrate or two justices in petty sessions.

9. (1) The Governor may make regulations not ^{Regulations.} inconsistent with this Act for or with respect to—

- 35 (a) the form and manner of applying for and granting, and the fees for licenses under this Act and renewals thereof;

(b)

Speedway Racing (Public Safety).

- (b) the transfer of such licenses;
- 5 (c) the requirements and conditions to be observed in respect of track construction, safety fences, fire precautions, amenities and such other matters in connection with speedways as the Governor may consider necessary for the health, safety and convenience of the public or competitors resorting to or using such speedways or being in the proximity thereof;
- 10 (d) the prohibition of the holding of meetings for speedway racing on specified days or during specified hours on specified days;
- 15 (e) all matters which are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.
- (2) Any regulation under this Act may be made to apply or to have operation throughout the whole or any part of the State, may be of general or specially limited application according to time, place, or circumstances, and may be general or restricted to any specified class or subject matter.
- 25 (3) Any such regulation may authorise any matter or thing to be from time to time determined, applied or regulated by the Minister or by any person specified therein, either generally or for any class of cases or in any particular case.
- 30 (4) The regulations may prescribe penalties not exceeding in any case fifty pounds for any contravention or breach thereof.
- (5) The regulations shall—
- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations;
- (c)

Speedway Racing (Public Safety).

(c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and, if not, then within fourteen sitting days after the commencement of the next session.

5
If either House of Parliament passes a resolution of which notice has been given within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such
10 regulation or part shall thereupon cease to have effect.

10. (1) (a) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts, is amended by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 13A the words "for a distance exceeding
15 one mile" and by inserting in lieu thereof the following word and new subparagraph:—

Amendment
of Act
No. 8, 1900.
Sec. 13A.
(Races,
attempts on
speed
records,
etc.)

"or

(iv) any competitive trial designed to test the skill of any vehicle driver or rider or the reliability or mechanical condition of any vehicle upon a
20 public street,".

(b) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Metropolitan Traffic Act, 1900-1957.

25 (2) (a) The Motor Traffic Act, 1909, as amended by subsequent Acts, is amended—

Amendment
of Act
No. 5, 1909.

(i) by omitting subsection eight of section 4A and by inserting in lieu thereof the following subsection:—

Sec. 4A.
(Speed
limits.)

30 (8) The provisions of subsection one of this section shall not apply to the driver of a motor vehicle which is taking part in a race, an attempt to break a motor vehicle speed record, a trial of speed or any competitive trial as referred to in paragraph (a) of subsection one of section
35 4B of this Act in accordance with an approval given and any conditions imposed by the Commissioner of Police pursuant to the said section 4B.
(ii)

Speedway Racing (Public Safety).

5 (ii) by omitting from subparagraph (iii) of para- Sec. 4B.
graph (a) of subsection one of section 4B (Races, attempts
the words "for a distance exceeding one mile" on speed
and by inserting in lieu thereof the following records,
word and new subparagraph:— etc.)

“or

10 (iv) any competitive trial designed to test
the skill of any motor vehicle driver
or the reliability or mechanical condi-
tion of any motor vehicle upon a public
street,”;

15 (iii) by inserting in subsection two of the same
section after the word “vehicle” where secondly
occurring the words “or in any competitive trial
designed to test the skill of any motor vehicle
driver or the reliability or mechanical condition
of any motor vehicle upon a public street”.

(b) The Motor Traffic Act, 1909, as amended
by subsequent Acts and by this Act, may be cited as the
20 Motor Traffic Act, 1909-1957.

The first of these is the fact that the
 Government has not yet decided upon
 a definite policy in regard to the
 proposed amendments to the
 Constitution.

The second is the fact that the
 Government has not yet decided upon
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 Constitution.

SPEEDWAY RACING (PUBLIC SAFETY) BILL, 1957.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (1) to prohibit the use of private land for the holding of meetings for speedway racing except in pursuance of a license issued by the Minister and in accordance with the terms and conditions of any such license;
- (2) to extend the existing provisions of the Metropolitan Traffic and Motor Traffic Acts, which relate only to events having an element of speed, to all types of trials and tests on public streets.

SPEEDWAY RACING SYSTEM PATENT BILL

EXPLANATORY NOTE

The purpose of this Bill is to provide for the regulation of speedway racing and to amend the law relating to the same. It is intended to give effect to the recommendations of the Committee on the subject of speedway racing, which was appointed by the Government in 1954.

The Bill provides for the establishment of a Speedway Racing Board, which shall have the following functions:

- (1) to regulate the conduct of speedway racing in Great Britain and to issue licences to persons who are engaged in the business of conducting such racing;
- (2) to make rules for the conduct of such racing and to enforce such rules;
- (3) to make arrangements for the safety of persons engaged in such racing and to issue licences to persons who are engaged in the business of providing such safety;
- (4) to make arrangements for the safety of persons who are engaged in the business of providing such safety;
- (5) to make arrangements for the safety of persons who are engaged in the business of providing such safety;

The Bill also provides for the amendment of the law relating to the conduct of speedway racing and to the safety of persons engaged in such racing.

PROOF.

No. , 1957.

A BILL

To make provision for the control of speedway racing, tests and trials between motor vehicles; to amend the Metropolitan Traffic Act, 1900, and the Motor Traffic Act, 1909, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

[MR. KELLY;—11 *September*, 1957.]

BE it enacted by the Queen'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
5 the same, as follows:—

1. (1) This Act may be cited as the "Speedway Racing (Public Safety) Act, 1957".

Short title
and com-
mencement.

Speedway Racing (Public Safety).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. In this Act unless the context or subject matter otherwise indicates or requires—

10 “Meeting for speedway racing” means meeting at which racing between motor vehicles is held or carried on and includes meeting at which events, not actually races, in which motor vehicles compete singly or otherwise, but in which speed is the determining factor, are held or conducted.

15 “Motor vehicle” means any motor car, motor carriage, motor cycle or other vehicle propelled wholly or partly by any volatile spirit, steam, gas, oil or electricity, or by any means other than human or animal power.

“Prescribed” means prescribed by this Act or the regulations.

20 “Speedway” means any ground, land, park, race-course, oval, recreation reserve, sports ground, or place whether enclosed or unenclosed on which meetings for speedway racing are held, and includes any land or building used in connection therewith, but does not include a public street within the meaning of the Motor Traffic Act, 1909, as amended by subsequent Acts.

3. (1) No meeting for speedway racing shall after the expiration of three months from the commencement of this Act be held on any speedway unless such speedway is licensed under this Act.

(2) A license issued under this Act in respect of any speedway may authorise the holding of meetings for speedway racing on such speedway at which all types of motor vehicles, or such type or types of motor vehicles as may be specified in such license, may compete.

4.

Speedway Racing (Public Safety).

4. Licenses under this Act may be issued by the Minister subject to such terms and conditions as may be specified therein. Such terms and conditions may include such of the terms and conditions as may be prescribed, and such other terms and conditions, as the Minister may determine.

Conditions of licenses.

5. Subject to the provisions of this Act any such license shall remain in force for a period of one year, or such lesser period specified in the license, from the date of its issue, and may from time to time be renewed for a period not exceeding one year.

Term of licenses.

6. (1) The Minister may, for good cause, suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act.

Variation, suspension, cancellation and issue of licenses.

(2) Without prejudice to the generality of the foregoing provisions of this Act the Minister may suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act, or refuse to issue a license under this Act if it appears to him that—

(a) proper and adequate protections have not been taken or have ceased to be taken in or upon a speedway for the safety of the public or competitors resorting thereto or using the speedway or being in the proximity of the speedway;

(b) the length of the circumference of the speedway, or the width of the speedway, or the curve or curves of the speedway, or the grade of the speedway, or the surface of the speedway, is such as to constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;

(c)

Speedway Racing (Public Safety).

- (c) the speedway is generally unsuitable for the holding of meetings for speedway racing;
- 5 (d) the power, or type, or construction, or number of the motor vehicles competing or to compete at any meeting for speedway racing on the speedway is such as would constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- 10 (e) the accommodation for the public is situated too close to the portion of the speedway upon which speedway racing or events is or are to be held.

7. (1) If any meeting for speedway racing is held in ^{Offences.} contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act the person holding, promoting or organising such meeting shall be liable for a first offence to a penalty not exceeding one hundred pounds and for a second or ²⁰ subsequent offence to a penalty not exceeding two hundred pounds.

(2) Any person taking part as a competitor at any meeting for speedway racing held in contravention of section three of this Act or the terms and conditions ²⁵ attaching to a license issued under this Act shall be liable for a first offence to a penalty not exceeding ten pounds and for a second or subsequent offence to a penalty not exceeding twenty pounds.

8. All proceedings for offences against this Act or ^{Proceedings for offences.} the regulations shall be disposed of summarily before a stipendiary magistrate or two justices in petty sessions.

9. (1) The Governor may make regulations ^{Regulations.} not inconsistent with this Act for or with respect to—

- 35 (a) the form and manner of applying for and granting, and the fees for licenses under this Act and renewals thereof;

(b)

Speedway Racing (Public Safety).

- (b) the transfer of such licenses;
- 5 (c) the requirements and conditions to be observed in respect of track construction, safety fences, fire precautions, amenities and such other matters in connection with speedways as the Governor may consider necessary for the health, safety and convenience of the public or competitors resorting to or using such speedways or being in the proximity thereof;
- 10 (d) the prohibition of the holding of meetings for speedway racing on specified days or during specified hours on specified days;
- 15 (e) all matters which are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) Any regulation under this Act may be made to apply or to have operation throughout the whole or any part of the State, may be of general or specially limited
20 application according to time, place, or circumstances, and may be general or restricted to any specified class or subject matter.

(3) Any such regulation may authorise any matter or thing to be from time to time determined, applied or
25 regulated by the Minister or by any person specified therein, either generally or for any class of cases or in any particular case.

(4) The regulations may prescribe penalties not exceeding in any case fifty pounds for any contravention
30 or breach thereof.

(5) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations;
- (c)

Speedway Racing (Public Safety).

(c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and, if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of which notice has been given within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

10. (1) (a) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts, is amended by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 13A the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

Amendment
of Act
No. 8, 1900.
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(Races,
attempts on
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"or

(iv) any competitive trial designed to test the skill of any vehicle driver or rider or the reliability or mechanical condition of any vehicle upon a public street,".

(b) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Metropolitan Traffic Act, 1900-1957.

(2) (a) The Motor Traffic Act, 1909, as amended by subsequent Acts, is amended—

Amendment
of Act
No. 5, 1909.

(i) by omitting subsection eight of section 4A and by inserting in lieu thereof the following subsection:—

Sec. 4A.
(Speed
limits.)

(8) The provisions of subsection one of this section shall not apply to the driver of a motor vehicle which is taking part in a race, an attempt to break a motor vehicle speed record, a trial of speed or any competitive trial as referred to in paragraph (a) of subsection one of section 4B of this Act in accordance with an approval given and any conditions imposed by the Commissioner of Police pursuant to the said section 4B.

(ii)

Speedway Racing (Public Safety).

5 (ii) by omitting from subparagraph (iii) of para-
graph (a) of subsection one of section 4B (Races,
the words "for a distance exceeding one mile", attempts
and by inserting in lieu thereof the following on speed
word and new subparagraph:— records,
etc.)

"or

10 (iv) any competitive trial designed to test
the skill of any motor vehicle driver
or the reliability or mechanical condi-
tion of any motor vehicle upon a public
street,";

15 (iii) by inserting in subsection two of the same
section after the word "vehicle" where secondly
occurring the words "or in any competitive trial
designed to test the skill of any motor vehicle
driver or the reliability or mechanical condition
of any motor vehicle upon a public street".

(b) The Motor Traffic Act, 1909, as amended
by subsequent Acts and by this Act, may be cited as the
20 Motor Traffic Act, 1909-1957.

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 69, 1957.

An Act to make provision for the control of speedway racing, tests and trials between motor vehicles; to amend the Metropolitan Traffic Act, 1900, and the Motor Traffic Act, 1909, as amended by subsequent Acts, in certain respects; and for purposes connected therewith. [Assented to, 9th December, 1957.]

BE it enacted by the Queen'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 "Speedway Racing (Public Safety) Act, 1957".

Short title and commencement.

Speedway Racing (Public Safety).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Definitions.

2. In this Act unless the context or subject matter otherwise indicates or requires—

“Meeting for speedway racing” means meeting at which racing between motor vehicles is held or carried on and includes meeting at which events, not actually races, in which motor vehicles compete singly or otherwise, but in which speed is the determining factor, are held or conducted.

“Motor vehicle” means any motor car, motor carriage, motor cycle or other vehicle propelled wholly or partly by any volatile spirit, steam, gas, oil or electricity, or by any means other than human or animal power.

“Prescribed” means prescribed by this Act or the regulations.

“Speedway” means any ground, land, park, race-course, oval, recreation reserve, sports ground, or place whether enclosed or unenclosed on which meetings for speedway racing are held, and includes any land or building used in connection therewith, but does not include a public street within the meaning of the Motor Traffic Act, 1909, as amended by subsequent Acts.

Licenses
for
speedways.

3. (1) No meeting for speedway racing shall after the expiration of three months from the commencement of this Act be held on any speedway unless such speedway is licensed under this Act.

(2) A license issued under this Act in respect of any speedway may authorise the holding of meetings for speedway racing on such speedway at which all types of motor vehicles, or such type or types of motor vehicles as may be specified in such license, may compete.

4.

Speedway Racing (Public Safety).

4. Licenses under this Act may be issued by the Minister subject to such terms and conditions as may be specified therein. Such terms and conditions may include such of the terms and conditions as may be prescribed, and such other terms and conditions, as the Minister may determine.

Conditions
of
licenses.

5. Subject to the provisions of this Act any such license shall remain in force for a period of one year, or such lesser period specified in the license, from the date of its issue, and may from time to time be renewed for a period not exceeding one year.

Term of
licenses.

6. (1) The Minister may, for good cause, suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act.

Variation,
suspension,
cancellation
and issue
of licenses.

(2) Without prejudice to the generality of the foregoing provisions of this Act the Minister may suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act, or refuse to issue a license under this Act if it appears to him that—

- (a) proper and adequate protections have not been taken or have ceased to be taken in or upon a speedway for the safety of the public or competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- (b) the length of the circumference of the speedway, or the width of the speedway, or the curve or curves of the speedway, or the grade of the speedway, or the surface of the speedway, is such as to constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;

(c)

Speedway Racing (Public Safety).

- (c) the speedway is generally unsuitable for the holding of meetings for speedway racing;
- (d) the power, or type, or construction, or number of the motor vehicles competing or to compete at any meeting for speedway racing on the speedway is such as would constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
- (e) the accommodation for the public is situated too close to the portion of the speedway upon which speedway racing or events is or are to be held.

Offences.

7. (1) If any meeting for speedway racing is held in contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act the person holding, promoting or organising such meeting shall be liable for a first offence to a penalty not exceeding one hundred pounds and for a second or subsequent offence to a penalty not exceeding two hundred pounds.

(2) Any person taking part as a competitor at any meeting for speedway racing held in contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act shall be liable for a first offence to a penalty not exceeding ten pounds and for a second or subsequent offence to a penalty not exceeding twenty pounds.

Proceedings
for
offences.

8. All proceedings for offences against this Act or the regulations shall be disposed of summarily before a stipendiary magistrate or two justices in petty sessions.

Regulations.

9. (1) The Governor may make regulations not inconsistent with this Act for or with respect to—

- (a) the form and manner of applying for and granting, and the fees for licenses under this Act and renewals thereof;

(b)

Speedway Racing (Public Safety).

- (b) the transfer of such licenses;
- (c) the requirements and conditions to be observed in respect of track construction, safety fences, fire precautions, amenities and such other matters in connection with speedways as the Governor may consider necessary for the health, safety and convenience of the public or competitors resorting to or using such speedways or being in the proximity thereof;
- (d) the prohibition of the holding of meetings for speedway racing on specified days or during specified hours on specified days;
- (e) all matters which are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) Any regulation under this Act may be made to apply or to have operation throughout the whole or any part of the State, may be of general or specially limited application according to time, place, or circumstances, and may be general or restricted to any specified class or subject matter.

(3) Any such regulation may authorise any matter or thing to be from time to time determined, applied or regulated by the Minister or by any person specified therein, either generally or for any class of cases or in any particular case.

(4) The regulations may prescribe penalties not exceeding in any case fifty pounds for any contravention or breach thereof.

(5) The regulations shall—

- (a) be published in the Gazette;
- (b) take effect from the date of publication or from a later date to be specified in the regulations;
- (c)

Speedway Racing (Public Safety).

- (c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and, if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of which notice has been given within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

Amendment
of Act
No. 8, 1900.
Sec. 13A.
(Races,
attempts on
speed
records,
etc.)

10. (1) (a) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts, is amended by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 13A the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

"or

- (iv) any competitive trial designed to test the skill of any vehicle driver or rider or the reliability or mechanical condition of any vehicle upon a public street,".

(b) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Metropolitan Traffic Act, 1900-1957.

Amendment
of Act
No. 5, 1909.

(2) (a) The Motor Traffic Act, 1909, as amended by subsequent Acts, is amended—

Sec. 4A.
(Speed
limits.)

- (i) by omitting subsection eight of section 4A and by inserting in lieu thereof the following subsection:—

(8) The provisions of subsection one of this section shall not apply to the driver of a motor vehicle which is taking part in a race, an attempt to break a motor vehicle speed record, a trial of speed or any competitive trial as referred to in paragraph (a) of subsection one of section 4B of this Act in accordance with an approval given and any conditions imposed by the Commissioner of Police pursuant to the said section 4B.

(ii)

Speedway Racing (Public Safety).

- (ii) by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 4B the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

Sec. 4B.
(Races, attempts on speed records, etc.)

"or

- (iv) any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street,";
- (iii) by inserting in subsection two of the same section after the word "vehicle" where secondly occurring the words "or in any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street".

(b) The Motor Traffic Act, 1909, as amended by subsequent Acts and by this Act, may be cited as the Motor Traffic Act, 1909-1957.

By Authority:

A. H. PETTIFER, Government Printer, Sydney, 1958

(Spectroscopic Analysis)

(1) The following description of the apparatus used in the spectroscopic analysis of the samples is given in the following pages.

The apparatus consists of a slit lamp, a collimating lens, a slit, a dispersing element, a focusing lens, and a photographic plate.

The slit lamp is of the type known as the slit lamp, and is used to produce a narrow slit of light which is collimated by the lens.

The dispersing element is a prism of quartz, which disperses the light into its constituent rays.

The focusing lens is a lens of quartz, which focuses the light on the photographic plate.

The photographic plate is a plate of glass coated with a layer of silver chloride, which is sensitive to light.

The apparatus is used to analyze the light from the samples, and the results are recorded on the photographic plate.

The results of the analysis are given in the following pages, and are compared with the results of other analyses.

The results show that the samples are of the same composition, and that the results are in good agreement with the results of other analyses.

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The results show that the samples are of the same composition, and that the results are in good agreement with the results of other analyses.

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.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 26 November, 1957.*

New South Wales



ANNO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 69, 1957.

An Act to make provision for the control of speedway racing, tests and trials between motor vehicles; to amend the Metropolitan Traffic Act, 1900, and the Motor Traffic Act, 1909, as amended by subsequent Acts, in certain respects; and for purposes connected therewith. [Assented to, 9th December, 1957.]

BE it enacted by the Queen'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 "Speedway Racing (Public Safety) Act, 1957".
- (2) Short title and commencement.

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.

Act No. 69, 1957.

Speedway Racing (Public Safety).

(2) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Definitions. 2. In this Act unless the context or subject matter otherwise indicates or requires—

“Meeting for speedway racing” means meeting at which racing between motor vehicles is held or carried on and includes meeting at which events, not actually races, in which motor vehicles compete singly or otherwise, but in which speed is the determining factor, are held or conducted.

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for
speedways.**

3. (1) No meeting for speedway racing shall after the expiration of three months from the commencement of this Act be held on any speedway unless such speedway is licensed under this Act.

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5. Subject to the provisions of this Act any such license shall remain in force for a period of one year, or such lesser period specified in the license, from the date of its issue, and may from time to time be renewed for a period not exceeding one year.

Term of
licenses.

6. (1) The Minister may, for good cause, suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act.

Variation,
suspension,
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(2) Without prejudice to the generality of the foregoing provisions of this Act the Minister may suspend for such period as he thinks fit, vary during the currency thereof the terms and conditions attaching to, or cancel a license issued under this Act, or refuse to issue a license under this Act if it appears to him that—

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- (b) the length of the circumference of the speedway, or the width of the speedway, or the curve or curves of the speedway, or the grade of the speedway, or the surface of the speedway, is such as to constitute a danger to the public or the competitors resorting thereto or using the speedway or being in the proximity of the speedway;
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Speedway Racing (Public Safety).

- (c) the speedway is generally unsuitable for the holding of meetings for speedway racing;
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- (e) the accommodation for the public is situated too close to the portion of the speedway upon which speedway racing or events is or are to be held.

Offences. **7.** (1) If any meeting for speedway racing is held in contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act the person holding, promoting or organising such meeting shall be liable for a first offence to a penalty not exceeding one hundred pounds and for a second or subsequent offence to a penalty not exceeding two hundred pounds.

(2) Any person taking part as a competitor at any meeting for speedway racing held in contravention of section three of this Act or the terms and conditions attaching to a license issued under this Act shall be liable for a first offence to a penalty not exceeding ten pounds and for a second or subsequent offence to a penalty not exceeding twenty pounds.

Proceedings for offences. **8.** All proceedings for offences against this Act or the regulations shall be disposed of summarily before a stipendiary magistrate or two justices in petty sessions.

Regulations. **9.** (1) The Governor may make regulations not inconsistent with this Act for or with respect to—

- (a) the form and manner of applying for and granting, and the fees for licenses under this Act and renewals thereof;

(b)

Speedway Racing (Public Safety).

- (b) the transfer of such licenses;
- (c) the requirements and conditions to be observed in respect of track construction, safety fences, fire precautions, amenities and such other matters in connection with speedways as the Governor may consider necessary for the health, safety and convenience of the public or competitors resorting to or using such speedways or being in the proximity thereof;
- (d) the prohibition of the holding of meetings for speedway racing on specified days or during specified hours on specified days;
- (e) all matters which are required or permitted to be prescribed or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

(2) Any regulation under this Act may be made to apply or to have operation throughout the whole or any part of the State, may be of general or specially limited application according to time, place, or circumstances, and may be general or restricted to any specified class or subject matter.

(3) Any such regulation may authorise any matter or thing to be from time to time determined, applied or regulated by the Minister or by any person specified therein, either generally or for any class of cases or in any particular case.

(4) The regulations may prescribe penalties not exceeding in any case fifty pounds for any contravention or breach thereof.

(5) The regulations shall—

- (a) be published in the Gazette;
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Speedway Racing (Public Safety).

- (c) be laid before both Houses of Parliament within fourteen sitting days after publication if Parliament is in session, and, if not, then within fourteen sitting days after the commencement of the next session.

If either House of Parliament passes a resolution of which notice has been given within fifteen sitting days after the regulations have been laid before such House disallowing any regulation or part thereof, such regulation or part shall thereupon cease to have effect.

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of Act
No. 8, 1900.
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(Races,
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10. (1) (a) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts, is amended by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 13A the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

"or

- (iv) any competitive trial designed to test the skill of any vehicle driver or rider or the reliability or mechanical condition of any vehicle upon a public street,".

(b) The Metropolitan Traffic Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Metropolitan Traffic Act, 1900-1957.

Amendment
of Act
No. 5, 1909.

(2) (a) The Motor Traffic Act, 1909, as amended by subsequent Acts, is amended—

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(Speed
limits.)

- (i) by omitting subsection eight of section 4A and by inserting in lieu thereof the following subsection:—

(8) The provisions of subsection one of this section shall not apply to the driver of a motor vehicle which is taking part in a race, an attempt to break a motor vehicle speed record, a trial of speed or any competitive trial as referred to in paragraph (a) of subsection one of section 4B of this Act in accordance with an approval given and any conditions imposed by the Commissioner of Police pursuant to the said section 4B.

(ii)

Speedway Racing (Public Safety).

- (ii) by omitting from subparagraph (iii) of paragraph (a) of subsection one of section 4B the words "for a distance exceeding one mile" and by inserting in lieu thereof the following word and new subparagraph:—

Sec. 4B.
(Races, attempts on speed records, etc.)

"or

- (iv) any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street,";
- (iii) by inserting in subsection two of the same section after the word "vehicle" where secondly occurring the words "or in any competitive trial designed to test the skill of any motor vehicle driver or the reliability or mechanical condition of any motor vehicle upon a public street".

(b) The Motor Traffic Act, 1909, as amended by subsequent Acts and by this Act, may be cited as the Motor Traffic Act, 1909-1957.

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

E. W. WOODWARD,

Governor.

*Government House,
Sydney, 9th December, 1957.*

Section 101 (1907)

(ii) by cutting from subparagraph (ii) of paragraph (a) of subsection one of section 101 the words "the vehicle exceeding one mile and by inserting in their stead the following word and new subparagraph:-"

(iv) "any person who shall be convicted of the crime of driving a motor vehicle on a public highway or the highway or mechanical condition of any motor vehicle upon the street."

(v) "The Motor Vehicle Act, 1907, as amended by subsection one of section 101, shall be cited as the Motor Vehicle Act, 1907."

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

W. H. WOODRUFF

Clerk

Approved: _____

Governor