# MOTOR TRAFFIC (CLEAN AIR) AMENDMENT ACT, 1981, No. 93

# New South Wales



ANNO TRICESIMO

# ELIZABETHÆ II REGINÆ

# Act No. 93, 1981.

An Act to amend the Motor Traffic Act, 1909, to enable certain offences under the Clean Air Act, 1961, to be dealt with under section 18B of the Motor Traffic Act, 1909. [Assented to, 10th June, 1981.]

P96014H (20c)

Act No. 93, 1981.

Motor Traffic (Clean Air) Amendment.

**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:—

### Short title.

1. This Act may be cited as the "Motor Traffic (Clean Air) Amendment Act, 1981".

# Commencement.

2. (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Clean Air (Amendment) Act, 1981.

### Amendment of Act No. 5, 1909.

3. The Motor Traffic Act, 1909, is amended in the manner set forth in Schedule 1.

#### SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE MOTOR TRAFFIC ACT, 1909.

(1) Section 18B (1) (c)—

Omit "thereunder; or", insert instead "thereunder;".

(2) Section 18B (1) (d)—

Omit "thereunder,", insert instead "made thereunder; or".

Act No. 93, 1981.

Motor Traffic (Clean Air) Amendment.

# SCHEDULE 1—continued.

AMENDMENTS TO THE MOTOR TRAFFIC ACT, 1909—continued.

(3) Section 18B (1) (e)-

After section 18B (1) (d), insert:—

- (e) has committed any prescribed offence under Part IVA of the Clean Air Act, 1961, or any regulation made under that Act, being an offence relating to the operation of a motor vehicle,
- (4) Section 18B (6) (a)—

Omit "offences" where fourthly occurring, insert instead "of the offences, or a specified class of the offences,".

(5) Section 18B (6) (a)—

After "Act" where firstly and secondly occurring, insert "or Part of an Act".

(6) Section 18B (6) (a)—

Omit "or (d)", insert instead ", (d) or (e)".

(7) Section 18B (6) (a)—

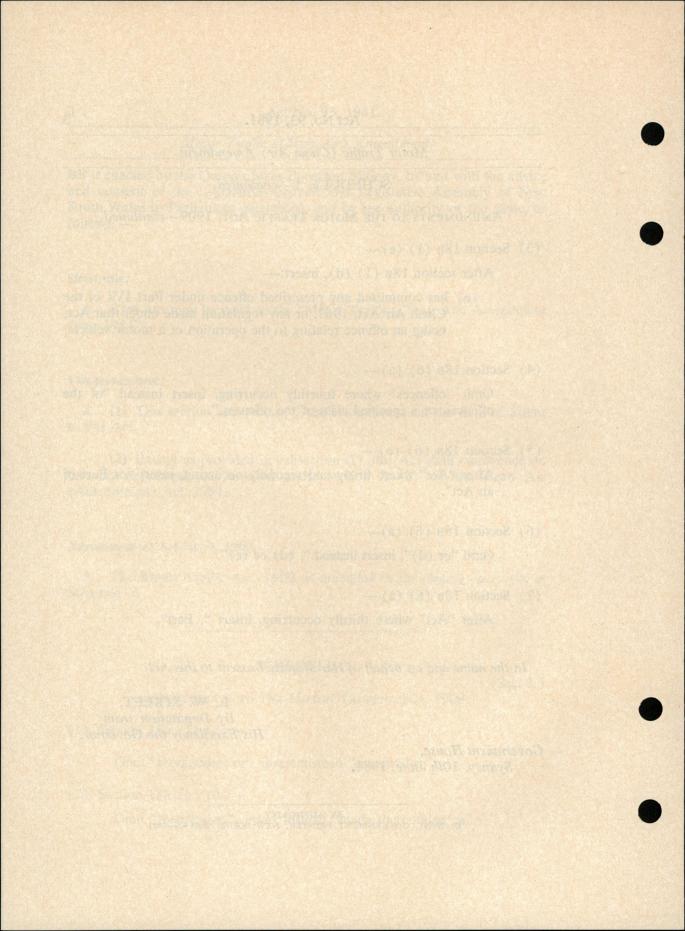
After "Act" where thirdly occurring, insert ", Part".

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

L. W. STREET, By Deputation from His Excellency the Governor.

Government House, Sydney, 10th June, 1981.

> BY AUTHORITY D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1981



# MOTOR TRAFFIC (CLEAN AIR) AMENDMENT BILL, 1981

# EXPLANATORY NOTE

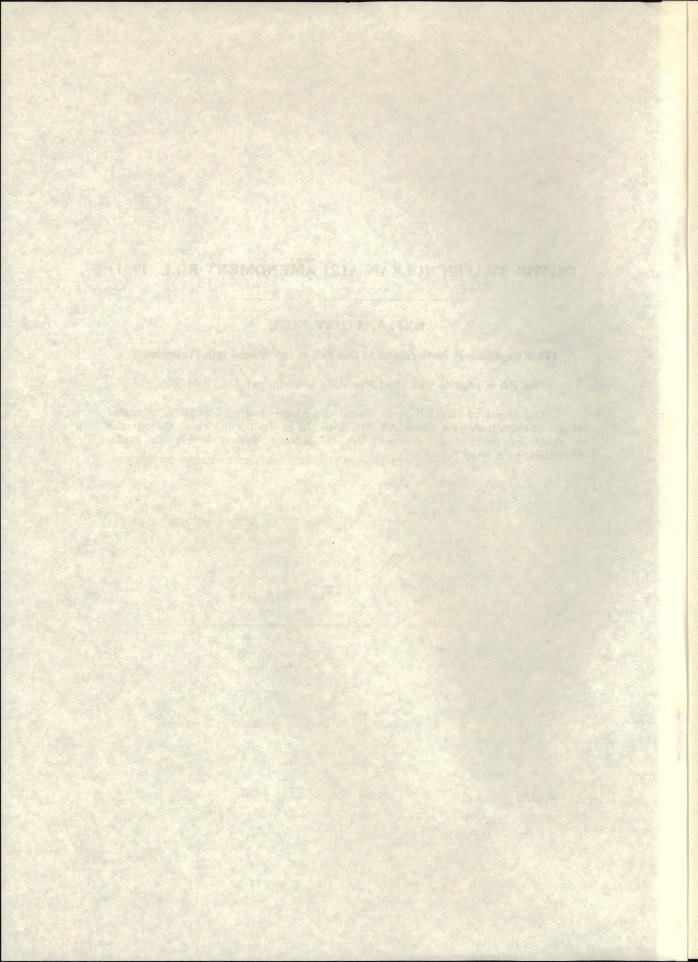
# (This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Clean Air (Amendment) Bill, 1981.

A BELL FOR

The object of this Bill is to amend the Motor Traffic Act, 1909, to enable certain offences under the Clean Air Act, 1961, to be dealt with, where the offender so elects, by payment of a penalty for the offence without having the matter determined by a court.

352---91022D



# MOTOR TRAFFIC (CLEAN AIR) AMENDMENT BILL, 1981

BE it enacted by the Queen's Most Excellent Majesty, by and with the adviand consent of the Legislative Council and Legislative Assembly of Ne South Wales in Parliament assembled, and by the authority of the same, follows:---

shit hode d

A BILL FOR

(2) Except as provided 1891 provided and a provided 1891 provided and and a provided and and a provided wild a provided and a provided wild a provided and a provided wild a provided and a provided and

An Act to amend the Motor Traffic Act, 1909, to enable certain offences under the Clean Air Act, 1961, to be dealt with under section 18B of the Motor Traffic Act, 1909.

[MR BEDFORD—14 April, 1981.]

91022D

352bmierender, or", insert instead "thereunder, or

20 (1) Section 188 (1) (c)-

AMENDMENTS TO THE MOTOR TRAFFIC ACT. 1909.

### Motor Traffic (Clean Air) Amendment.

**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:—

#### 5 Short title.

1. This Act may be cited as the "Motor Traffic (Clean Air) Amendment Act, 1981".

#### Commencement.

2. (1) This section and section 1 shall commence on the date of assent 10 to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Clean Air (Amendment) Act, 1981.

# Amendment of Act No. 5, 1909. DA official notom of basine of the net

15 3. The Motor Traffic Act, 1909, is amended in the manner set forth in Schedule 1.

Ma Bapronn-14 April, 1981

# SCHEDULE 1.

(Sec: 3.)

2

AMENDMENTS TO THE MOTOR TRAFFIC ACT, 1909.

20 (1) Section 18B (1) (c)-

Omit "thereunder; or", insert instead "thereunder;".

Motor Traffic (Clean Air) Amendment.

SCHEDULE 1-continued.

AMENDMENTS TO THE MOTOR TRAFFIC ACT, 1909-continued.

(2) Section 18B (1) (d)—

Omit "thereunder,", insert instead "made thereunder; or".

5 (3) Section 18B (1) (e)-

After section 18B (1) (d), insert:-

(e) has committed any prescribed offence under Part IVA of the Clean Air Act, 1961, or any regulation made under that Act, being an offence relating to the operation of a motor vehicle,

10 (4) Section 18B (6) (a)-

Omit "offences" where fourthly occurring, insert instead "of the offences, or a specified class of the offences,".

(5) Section 18B (6) (a)-

After "Act" where firstly and secondly occurring, insert "or Part of an Act".

- (6) Section 18B (6) (a)—
  Omit "or (d)", insert instead ", (d) or (e)".
- (7) Section 18B (6) (a)—

After "Act" where thirdly occurring, insert ", Part".

BY AUTHORITY D. WEST, GOVERHMENT PRINTER, NEW SOUTH WALES-1981

[20c.]

15

18824 No. 191, 19981

Motor Frailics (Clean Air) Amendment.

BE it enseted by the Outers i most excellent Fingesty, by and with the advice and sentences of 2000 Last most excellent Fingesty, by and with the advice South Wales in Participant assentice of the attraction and and sime, follows:-

(2) Section 188 (1) (d) -

Omit "thereunder,", insert instead "made thereunder; or".

S Short title.

After section 188 (1) (d), insert: — "1861 .1 (c) has committed any prescribed offence under Part IVA of the Clean Air Act, 1961; or any regulation made under that Act

being an offence relating to the operation of a motor vehicle.

(0<sup>(4)</sup> Section 188 (6) (a) <sup>122</sup> (tails 1 or more base sectorys aid (1) .1 Omit "offences" where fourflily occurring, insert instead of the an americanoffences, tor a speaified class of the offences a track (2) when and 2 add to (2) S course from bernon base betaioqqa (2) (5) Section 188 (6) (c).

After "Act" where firstly and secondly occurring, insert "or Part of an Act".

Omit "or (d)", insert instead ", (d) or (e)".

(7) Section 188 (6) (a)-

After "Act: where thirdly occurring insett ". Part

#### SCHEDULE 1

1891 NEW WWWWWW TO ATTE STOTAL SAME STOCK

20 (1) Section 188 (1) (c)-

Omir "thereunder: or", insert instead "thereender;"