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CRIMES (ROAD SAFETY) AMENDMENT BILL, 1982

EXPLANATORY NOTE

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

This Bill is cognate with the Motor Traffic (Road Safety) Amendment Bill, 1982.

The object of this Bill is to amend the Crimes Act, 1900, to enable a certificate given under section 4G of the Motor Traffic Act, 1909 (as proposed to be amended by the Motor Traffic (Road Safety) Amendment Bill, 1982), for the purpose of proceedings for offences relating to prescribed concentrations of alcohol, to be admissible, as prima facie evidence, at an inquest or in proceedings for an indictable offence. A similar provision exists in the Crimes Act, 1900, with respect to certificates relating to breath analyses.

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CRIMES (ROAD SAFETY) AMENDMENT BILL, 1982

No. , 1982.

A BILL FOR

An Act to amend the Crimes Act, 1900, consequent upon and in connection with the enactment of the Motor Traffic (Road Safety) Amendment Act, 1982.

[MR COX—24 *November*, 1982.]

Crimes (Road Safety) 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 "Crimes (Road Safety) Amendment Act, 1982".

Commencement.

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

(2) Except as provided by subsection (1), this Act shall commence on 17th December, 1982.

Amendment of Act No. 40, 1900.

3. The Crimes Act, 1900, is amended in the manner set forth in
15 Schedule 1.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE CRIMES ACT, 1900.

(1) Section 414A (2)—

20 Omit "(1)".

Crimes (Road Safety) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE CRIMES ACT, 1900—*continued.*

(2) Section 414A (4)—

After section 414A (3), insert:—

- 5 (4) A certificate which would, by virtue of section 4G of the
Motor Traffic Act, 1909, be prima facie evidence of the particulars
certified in and by the certificate in proceedings for an offence under
section 4E of that Act shall be prima facie evidence of those particu-
10 lars at any inquest or where a person is charged before a stipendiary
magistrate or before any Court with an indictable offence.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1982

**CRIMES (ROAD SAFETY) AMENDMENT
ACT, 1982, No. 124**

New South Wales



ANNO TRICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 124, 1982.

An Act to amend the Crimes Act, 1900, consequent upon and in connection with the enactment of the Motor Traffic (Road Safety) Amendment Act, 1982. [Assented to, 8th December, 1982.]

Crimes (Road Safety) 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 "Crimes (Road Safety) Amendment Act, 1982".

Commencement.

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

(2) Except as provided by subsection (1), this Act shall commence on 17th December, 1982.

Amendment of Act No. 40, 1900.

3. The Crimes Act, 1900, is amended in the manner set forth in Schedule 1.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE CRIMES ACT, 1900.

(1) Section 414A (2)—

Omit "(1)".

Crimes (Road Safety) Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE CRIMES ACT, 1900—*continued.*

(2) Section 414A (4)—

After section 414A (3), insert:—

(4) A certificate which would, by virtue of section 4G of the Motor Traffic Act, 1909, be prima facie evidence of the particulars certified in and by the certificate in proceedings for an offence under section 4E of that Act shall be prima facie evidence of those particulars at any inquest or where a person is charged before a stipendiary magistrate or before any Court with an indictable offence.

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

J. A. ROWLAND,
Governor.

*Government House,
Sydney, 8th December, 1982.*

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1983

