

CONCURRENCE COPY

TRANSPORT (ROAD TRANSPORT AND TRAFFIC FUND) FURTHER AMENDMENT BILL, 1982

EXPLANATORY NOTE

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

The objects of this Bill are—

- (a) to enable the Commissioner for Motor Transport to meet any liability for the payment of licence fee refunds out of the Road Transport and Traffic Fund where the amount standing to the credit of the Road Transport and Traffic Fund Advance Payments Account is insufficient to meet that liability (Schedule 1 (1)); and
- (b) to enable payments to be made from the Road Transport and Traffic Fund Advance Payments Account to the Road Transport and Traffic Fund at any time during a financial year instead of, as is presently the case, at the end of that year (Schedule 1 (2)).

The Bill also contains a provision to validate certain past payments of the kind referred to in paragraph (b) above (clause 3).

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OF THE ARMY AND NAVY

IN THE YEAR 1881

VOLUME 1

**TRANSPORT (ROAD TRANSPORT AND TRAFFIC FUND)
FURTHER AMENDMENT BILL, 1982**

No. , 1982.

A BILL FOR

An Act to amend the Transport Act, 1930, in relation to the Road Transport and Traffic Fund and the Road Transport and Traffic Fund Advance Payments Account, and for other purposes.

[MR COX—30 *September*, 1982.]

Transport (Road Transport and Traffic Fund) Further 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 "Transport (Road Transport and Traffic Fund) Further Amendment Act, 1982".

Amendment of Act No. 18, 1930.

2. The Transport Act, 1930, is amended in the manner set forth in 10 Schedule 1.

Validation of certain payments.

3. Any payment made from the Road Transport and Traffic Fund Advance Payments Account kept under section 202A of the Transport Act, 1930, to the Road Transport and Traffic Fund kept under section 202 of 15 that Act, being a payment which—

(a) was made before the date of assent to this Act; and

(b) but for this Act, could not lawfully have been made,

is hereby validated to the extent that, had this Act been in force when it was so made, it could lawfully have been made.

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SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE TRANSPORT ACT, 1930.

(1) Section 202 (5)—

After section 202 (4), insert:—

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(5) Where, at any time during any financial year, the amount standing to the credit of the Road Transport and Traffic Fund Advance Payments Account in respect of that year is insufficient

Transport (Road Transport and Traffic Fund) Further Amendment.

SCHEDULE 1—*continued.*AMENDMENTS TO THE TRANSPORT ACT, 1930—*continued.*

5 to pay the refunds referred to in section 202A (2) (a), the Commissioner may pay out of the fund, without further appropriation by Parliament than this Act, such amounts as may be necessary to pay those refunds.

(2) (a) Section 202A (2) (a)—

Omit “1909, as amended by subsequent Acts; and”, insert instead “1909;”.

10 (b) Section 202A (2) (a1)—

After section 202A (2) (a), insert:—

15 (a1) by paying, from time to time during each financial year, to the credit of the Road Transport and Traffic Fund such amount (not exceeding the amount of that part of the fees paid for drivers’ licenses that is attributable to that year) as the Commissioner may determine; and

(c) Section 202A (2) (b)—

After “paragraph (a)”, insert “or (a1)”.

BY AUTHORITY

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

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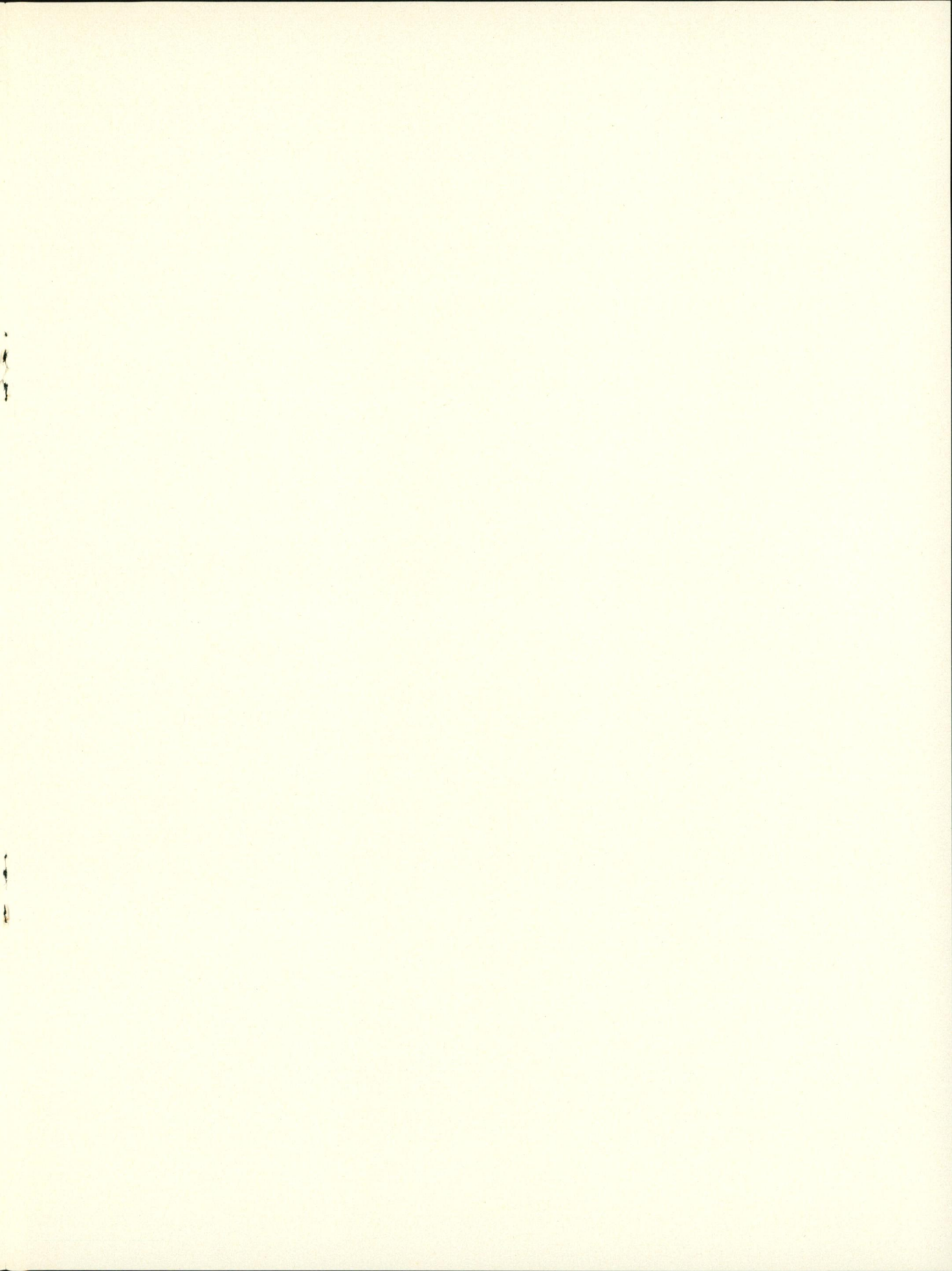
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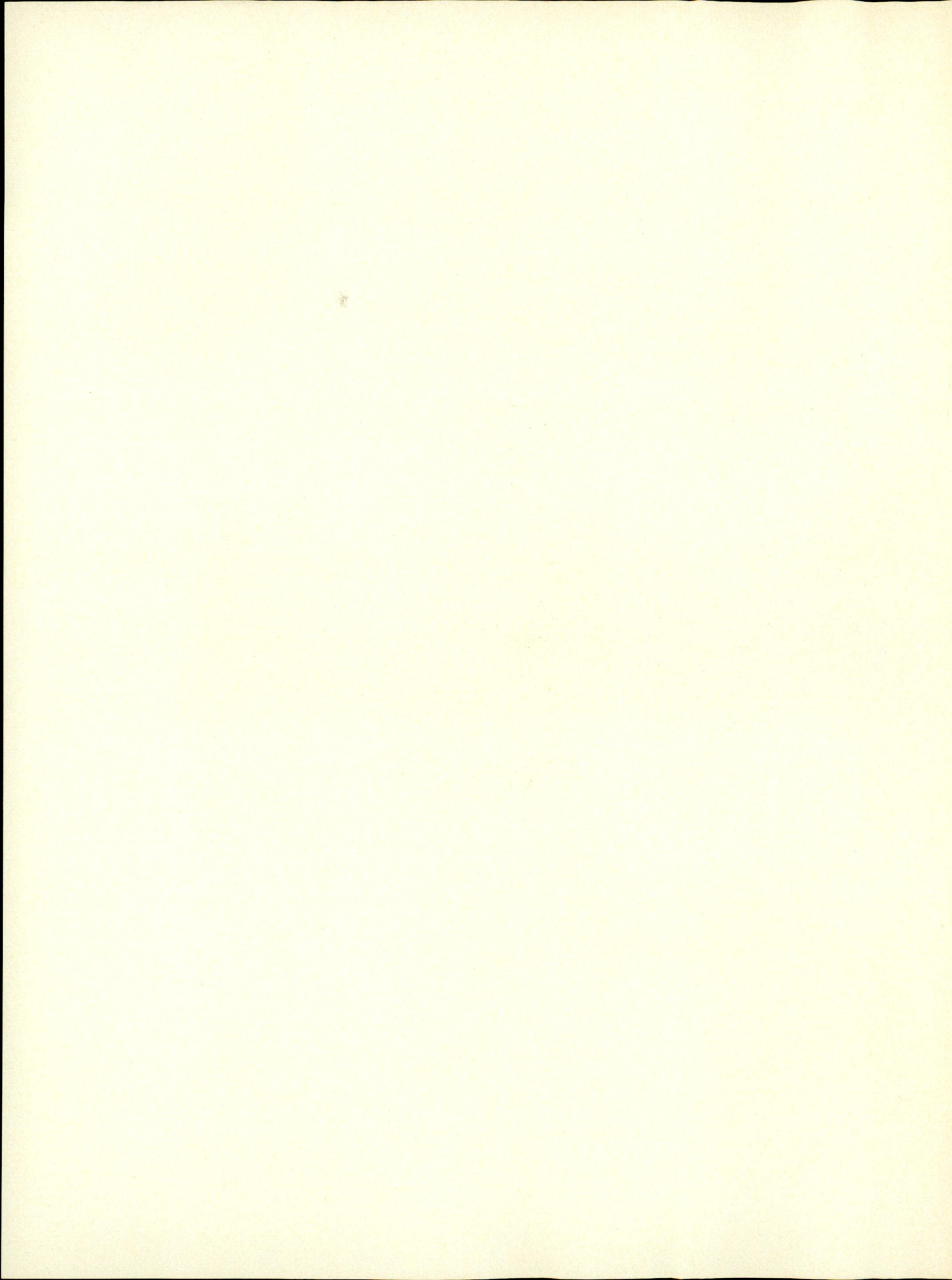
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**TRANSPORT (ROAD TRANSPORT AND TRAFFIC FUND)
FURTHER AMENDMENT ACT 1982, No. 107**

New South Wales



ANNO TRICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 107, 1982.

An Act to amend the Transport Act, 1930, in relation to the Road Transport and Traffic Fund and the Road Transport and Traffic Fund Advance Payments Account, and for other purposes. [Assented to, 19th November, 1982.]

Transport (Road Transport and Traffic Fund) Further 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 "Transport (Road Transport and Traffic Fund) Further Amendment Act, 1982".

Amendment of Act No. 18, 1930.

2. The Transport Act, 1930, is amended in the manner set forth in Schedule 1.

Validation of certain payments.

3. Any payment made from the Road Transport and Traffic Fund Advance Payments Account kept under section 202A of the Transport Act, 1930, to the Road Transport and Traffic Fund kept under section 202 of that Act, being a payment which—

- (a) was made before the date of assent to this Act; and
- (b) but for this Act, could not lawfully have been made,

is hereby validated to the extent that, had this Act been in force when it was so made, it could lawfully have been made.

SCHEDULE 1.

(Sec. 2.)

AMENDMENTS TO THE TRANSPORT ACT, 1930.

(1) Section 202 (5)—

After section 202 (4), insert:—

(5) Where, at any time during any financial year, the amount standing to the credit of the Road Transport and Traffic Fund Advance Payments Account in respect of that year is insufficient

Transport (Road Transport and Traffic Fund) Further Amendment.

SCHEDULE 1—*continued.*

AMENDMENTS TO THE TRANSPORT ACT, 1930—*continued.*

to pay the refunds referred to in section 202A (2) (a), the Commissioner may pay out of the fund, without further appropriation by Parliament than this Act, such amounts as may be necessary to pay those refunds.

(2) (a) Section 202A (2) (a)—

Omit “1909, as amended by subsequent Acts; and”, insert instead “1909;”.

(b) Section 202A (2) (a1)—

After section 202A (2) (a), insert:—

(a1) by paying, from time to time during each financial year, to the credit of the Road Transport and Traffic Fund such amount (not exceeding the amount of that part of the fees paid for drivers’ licenses that is attributable to that year) as the Commissioner may determine; and

(c) Section 202A (2) (b)—

After “paragraph (a)”, insert “or (a1)”.

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

J. A. ROWLAND,
Governor.

*Government House,
Sydney, 19th November, 1982.*

