

**GENERAL TRAFFIC (SHARED TRAFFIC ZONES)
AMENDMENT BILL 1986**

NEW SOUTH WALES



EXPLANATORY NOTE

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

The Motor Traffic (Shared Traffic Zones) Amendment Bill 1986 is cognate with this Bill.

The object of this Bill is to amend the General Traffic Act 1900 for the purposes of—

- (a) enabling specified public streets or specified parts of public streets to be designated as shared traffic zones and of regulating the use of such zones by pedestrians, vehicular traffic and persons riding or otherwise having charge of horses or other animals; and
- (b) providing for other matters of a consequential, ancillary or minor nature.

A shared traffic zone will have a maximum speed limit for motor vehicles of 10 kilometres per hour and within such a zone no form of traffic will have precedence over another form.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on a day to be appointed by the Governor-in-Council.

Clause 3 is a formal provision which gives effect to the Schedule of amendments to the General Traffic Act 1900 ("the Principal Act").

Schedule 1 (1) amends the long title to the Principal Act in consequence of proposed section 7A (Schedule 1 (3)).

Schedule 1 (2) amends section 4 of the Principal Act, which contains definitions for the purposes of that Act, by inserting in that section a definition of "shared traffic zone".

Schedule 1 (3) inserts in the Principal Act proposed section 7A which will enable the Traffic Authority of New South Wales to designate public streets or parts of public streets as shared traffic zones. It is intended that within a shared traffic zone no form of traffic should have a right of precedence over another form. For example, a pedestrian will not have a right of precedence over a driver of a motor car or lorry or vice versa. The proposed section enables the designation of a shared traffic zone to be varied or revoked and empowers the Governor-in-Council to make regulations relating to the use of such a zone by pedestrians and other forms of traffic. The regulations will also enable structures to be erected or placed within a shared traffic zone or on its boundaries and permit the activities that may be undertaken within such a zone to be prescribed.

Schedule 1 (4) makes consequential amendments to section 13D of the Principal Act, which relates to the erection or display of traffic control signs.

GENERAL TRAFFIC (SHARED TRAFFIC ZONES) AMENDMENT BILL 1986

NEW SOUTH WALES



TABLE OF PROVISIONS

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SCHEDULE 1—AMENDMENTS TO THE GENERAL TRAFFIC ACT 1900

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**GENERAL TRAFFIC (SHARED TRAFFIC ZONES)
AMENDMENT BILL 1986**

NEW SOUTH WALES



No. , 1986

A BILL FOR

An Act to amend the General Traffic Act 1900 for the purposes of enabling public streets and parts of public streets to be designated as shared traffic zones and of regulating traffic within those zones, and for other purposes.

See also Motor Traffic (Shared Traffic Zones) Amendment Bill 1986.

General Traffic (Shared Traffic Zones) Amendment 1986

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 "General Traffic (Shared Traffic Zones) Amendment Act 1986".

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 such day as may be appointed by the Governor and notified by proclamation published in the Gazette.

Amendment of Act No. 8, 1900

15 3. The General Traffic Act 1900 is amended in the manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE GENERAL TRAFFIC ACT 1900

20 (1) Long title—

After "horses", insert "and other animals".

(2) Section 4 (Interpretation)—

Definition of "Shared traffic zone"—

After the definition of "Regulation", insert:

25 "Shared traffic zone" means a public street or part of a public street designated as a shared traffic zone in accordance with section 7A.

*General Traffic (Shared Traffic Zones) Amendment 1986*SCHEDULE 1—*continued*AMENDMENTS TO THE GENERAL TRAFFIC ACT 1900—*continued*

(3) Section 7A—

After section 7, insert:

Shared traffic zones

5 7A. (1) Where the Traffic Authority is of the opinion that it
would be appropriate for the use of a specified public street or a
specified part of a public street to be shared among pedestrian
traffic, vehicular traffic and persons riding or otherwise having
10 charge of horses or other animals so that no one form of traffic
has a right of precedence over another form, the Traffic Authority
may, by notice published in the Gazette, designate that street or
part of a street as a shared traffic zone.

(2) The Traffic Authority may, from time to time, by notice
published in the Gazette, vary or revoke a designation made under
subsection (1).

15 (3) Without limiting the power of the Governor to make
regulations under section 7, regulations may be made under that
section for or with respect to—

20 (a) the use of a shared traffic zone by pedestrian traffic,
vehicular traffic and persons riding or otherwise having
charge of horses or other animals;

(b) the erection or placement of obstacles and other structures
within such a zone, or on its perimeter for the purpose of
marking its boundaries; and

(c) the activities that may be carried on within such a zone.

25 (4) The provisions of this Act, the Motor Traffic Act 1909 and
the regulations in force under either of those Acts, in so far as they
relate to public streets and the use of public streets by pedestrian
traffic, vehicular traffic or persons riding or otherwise having
30 charge of horses or other animals, apply to a shared traffic zone
except to the extent that those provisions are inconsistent with the
provisions of regulations made under section 7 for the purposes
of this section.

General Traffic (Shared Traffic Zones) Amendment 1986

SCHEDULE 1—*continued*

AMENDMENTS TO THE GENERAL TRAFFIC ACT 1900—*continued*

(4) Section 13D (**Traffic control signs**)—

(a) Section 13D (1)—

After “section” where secondly occurring, insert “and a reference to a public street includes a reference to a public street or part of a public street for the time being designated as a shared traffic zone in accordance with section 7A”.

(b) Section 13D (2)—(2B)—

Omit section 13D (2), insert instead:

(2) The Traffic Authority may, by notice in writing, give such a direction as, in its opinion, is necessary or desirable for the control of pedestrians, drivers or riders of vehicles or persons riding or otherwise having charge of horses or other animals on a specified public street or specified public streets.

(2A) A direction given under subsection (2) may be limited as to time, place or subject-matter.

(2B) The Traffic Authority may from time to time, by notice in writing, vary or revoke a direction given under subsection (2).

(c) Section 13D (3), (3A)—

Omit section 13D (3), insert instead:

(3) A direction given under subsection (2) has effect only—

(a) while there is erected or displayed on or near, or marked on, the public street to which the direction relates a traffic control sign that is notice of the direction; or

(b) where the direction relates to a network of 2 or more public streets within a defined area—while there is erected or displayed on or near, or marked on, each of the public streets that provides access to that area a traffic control sign that is notice of the direction.

(3A) The fact that a direction given under subsection (2) relates to a network of public streets within a defined area does not preclude the erection or display of traffic control signs in accordance with subsection (3) (a).

General Traffic (Shared Traffic Zones) Amendment 1986

SCHEDULE 1—*continued*

AMENDMENTS TO THE GENERAL TRAFFIC ACT 1900—*continued*

(d) Section 13D (5) (a)—

Omit “vehicles or horses upon”, insert instead “pedestrians, drivers and riders of vehicles, and persons riding or otherwise having charge of horses or other animals on”.





