

JUSTICES (CLEAN AIR) AMENDMENT BILL 1986

NEW SOUTH WALES



EXPLANATORY NOTE

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

This Bill is cognate with the Clean Air (Amendment) Bill 1986.

The objects of this Bill are—

- (a) to repeal and substitute the definition of “penalty notice” in section 100i of the Justices Act 1902 by way of statute law revision; and
- (b) to amend that definition so as to include a penalty notice under section 24c of the Clean Air Act 1961 (as amended by the proposed Clean Air (Amendment) Act 1986) as one which may be dealt with under Part IVB of the Justices Act 1902.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act (section 3 (2) excepted) will commence on the date on which it receives the Royal Assent and that section 3 (2) will commence on the commencement of the proposed Clean Air (Amendment) Act 1986.

Clause 3 (1) effects the repeal and substitution described in paragraph (a) above.

Clause 3 (2) effects the amendment described in paragraph (b) above.

JUSTICES (CLEAN AIR) AMENDMENT BILL 1986

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Act No. 27, 1902, s.100i (Interpretation)
-

JUSTICES (CLEAN AIR) AMENDMENT BILL 1986

NEW SOUTH WALES



No. , 1986

A BILL FOR

An Act to amend the Justices Act 1902 with respect to penalty notices dealt with under Part IVB of that Act.

Justices (Clean Air) 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 "Justices (Clean Air) Amendment Act 1986".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence
10 on the date of assent to this Act.

(2) Section 3 (2) shall commence on the day appointed and notified under section 2 (2) of the Clean Air (Amendment) Act 1986.

Amendment of Act No. 27, 1902, s.100i (Interpretation)

3. (1) The Justices Act 1902 is amended by omitting the definition of
15 "penalty notice" from section 100i (1) and by inserting instead the following definition:

"penalty notice" means—

(a) a notice under any of the following statutory provisions:

Fisheries and Oyster Farms Act 1935, section 91A (1);

20 Forestry Act 1916, section 46A (2);

Local Government Act 1919, section 270s (1) or 289c
(1);

Maritime Services Act 1935, section 30D (1);

Motor Dealers Act 1974, section 53E;

25 Motor Traffic Act 1909, section 18B (1);

National Parks and Wildlife Act 1974, section 160
(2);

Sydney Market Authority Act 1968, section 18;

Transport Authorities Act 1980, section 75 (1);

30 or

Justices (Clean Air) Amendment 1986

(b) a notice under regulations made in accordance with any of the following statutory provisions:

Transport Act 1930, section 265;

or any similar notice made under a prescribed provision of any Act or instrument made under any Act.

5

(2) The Justices Act 1902 is further amended by inserting (in appropriate alphabetical order) in the statutory provisions listed in paragraph (a) of the definition of "penalty notice" in section 100i (1) the following matter:

Clean Air Act 1961, section 24c;

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1986

JUSTICES (CLEAN AIR) AMENDMENT ACT 1986 No. 27

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Act No. 27, 1902, s.100i (Interpretation)
-

THE UNIVERSITY OF MICHIGAN LIBRARY

1964

1964

1964

1964

1964

1964

JUSTICES (CLEAN AIR) AMENDMENT ACT 1986 No. 27

NEW SOUTH WALES



Act No. 27, 1986

An Act to amend the Justices Act 1902 with respect to penalty notices dealt with under Part IVB of that Act. [Assented to 6 May 1986.]

Justices (Clean Air) 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:

Short title

1. This Act may be cited as the "Justices (Clean Air) Amendment Act 1986".

Commencement

2. (1) Except as provided by subsection (2), this Act shall commence on the date of assent to this Act.

(2) Section 3 (2) shall commence on the day appointed and notified under section 2 (2) of the Clean Air (Amendment) Act 1986.

Amendment of Act No. 27, 1902, s.100i (Interpretation)

3. (1) The Justices Act 1902 is amended by omitting the definition of "penalty notice" from section 100i (1) and by inserting instead the following definition:

"penalty notice" means—

(a) a notice under any of the following statutory provisions:

Fisheries and Oyster Farms Act 1935, section 91A (1);

Forestry Act 1916, section 46A (2);

Local Government Act 1919, section 270s (1) or 289C (1);

Maritime Services Act 1935, section 30D (1);

Motor Dealers Act 1974, section 53E;

Motor Traffic Act 1909, section 18B (1);

National Parks and Wildlife Act 1974, section 160 (2);

Sydney Market Authority Act 1968, section 18;

Transport Authorities Act 1980, section 75 (1);

or

Justices (Clean Air) Amendment 1986

(b) a notice under regulations made in accordance with any of the following statutory provisions:

Transport Act 1930, section 265;

or any similar notice made under a prescribed provision of any Act or instrument made under any Act.

(2) The Justices Act 1902 is further amended by inserting (in appropriate alphabetical order) in the statutory provisions listed in paragraph (a) of the definition of "penalty notice" in section 100i (1) the following matter:

Clean Air Act 1961, section 24c;



Faint, illegible text, possibly a header or title.

Faint, illegible text, possibly a date or reference number.

Faint, illegible text, possibly a name or signature.

Faint, illegible text, possibly a footer or page number.

