

1991
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Attorney-General)

Magistrates Court (Amendment) Bill 1991

A BILL

FOR

An Act to amend the *Magistrates Court Act 1930*

The Legislative Assembly for the Australian Capital Territory enacts
as follows:

Short title

- 5 1. This Act may be cited as the *Magistrates Court (Amendment) Act 1991*.

Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act
is notified in the *Gazette*.
- 10 (2) The remaining provisions commence on a day, or respective
days, fixed by the Minister by notice in the *Gazette*.
- (3) If a provision referred to in subsection (2) has not commenced
before the end of the period of 6 months commencing on the day on
which this Act is notified in the *Gazette*, that provision, by force of
this subsection, commences on the first day after the end of that period.

81020 (T20/91) Cat. No. 91 3487 6

Authorised by the ACT Parliamentary Counsel—also accessible at www.legislation.act.gov.au

Principal Act

3. In this Act, "Principal Act" means the *Magistrates Court Act 1930*.¹

Interpretation

4. Section 116A of the Principal Act is amended by omitting from subsection (1) the definition of "prescribed offence" and substituting the following definition:

" 'prescribed offence' means—

- (a) an offence against the *Motor Traffic Act 1936* or the *Traffic Act 1937*, being an offence for which a penalty of a fine not exceeding \$500, whether with or without any other penalty, may be imposed; or
- (b) an offence against the *Motor Vehicles (Dimensions and Mass) Act 1990*, being an offence for which a penalty of a fine not exceeding \$1,000, whether with or without any other penalty, may be imposed."

The First Schedule

5. The First Schedule to the Principal Act is amended by omitting from clause 1 of Form 84 "(or *Traffic Act 1937*)" and substituting "the *Traffic Act 1937* or the *Motor Vehicles (Dimensions and Mass) Act 1990*".

NOTE

1. Ordinance No. 21, 1930 as amended by No. 21, 1932; No. 17, 1934; No. 13, 1936; Nos. 5 and 28, 1937; Nos. 25 and 35, 1938; Nos. 20 and 22, 1940; No. 13, 1949; Nos. 7 and 12, 1951; No. 14, 1953; No. 12, 1958; No. 2, 1961; No. 2, 1966; No. 1, 1967; No. 25, 1968; No. 12, 1969; No. 15, 1970; No. 37, 1972; No. 48, 1973; Nos. 14 and 47, 1974; No. 42, 1976; Nos. 4, 34, 56 and 61, 1977; No. 46, 1978; Nos. 33 and 41, 1979; Nos. 4 and 10, 1980; Nos. 2 and 3, 1982; Nos. 9, 10, 16, 61 and 62, 1984; Nos. 17, 18, 41, 66 and 67, 1985; Nos. 33, 53, 57, 71, 74 and 83, 1986; No. 56, 1987; No. 45, 1988; Nos. 21, 25, 55, 59 and 60, 1989; Nos. 1, 5, 9 and 65, 1990.



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