

No. 16 of 1976

AN ORDINANCE

Relating to Motor Traffic.

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910-1973*.

Dated this thirteenth day of April, 1976.

JOHN R. KERR
Governor-General.

By His Excellency's Command,

A. A. STALEY
Minister of State for the Capital Territory.

MOTOR TRAFFIC ORDINANCE (No. 2) 1976

1. (1) This Ordinance may be cited as the *Motor Traffic Ordinance (No. 2) 1976*.*

Short title
and citation.

(2) The *Motor Traffic Ordinance 1936-1974*,† as amended by the *Motor Traffic Ordinance 1976*,‡ is in this Ordinance referred to as the Principal Ordinance.

(3) Section 1 of the *Motor Traffic Ordinance 1976* is amended by omitting sub-section (3).

(4) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Motor Traffic Ordinance 1936-1976*.

2. Section 192A of the Principal Ordinance is repealed and the following section substituted:—

“192A. (1) Where a person is convicted of an offence of culpable driving, the court by which he is convicted may—

- (a) if the person holds a driving licence—suspend the licence for such period as the court thinks fit or cancel the licence; or
- (b) if the person does not hold a driving licence (whether or not he is to be deemed to be licensed to drive a motor vehicle under section 107 or 108 of this Ordinance)—disqualify the person from holding a driving licence for

Cancellation
and
suspension
of licences
and dis-
qualification
for offence
of culpable
driving.

* Notified in the *Australian Government Gazette* on 21 April 1976.

† Ordinance No. 45, 1936, as amended by Nos. 25 and 41, 1938; No. 16, 1941; No. 14, 1942; Nos. 2 and 13, 1943; No. 3, 1945; Nos. 6 and 13, 1947; No. 7, 1950; No. 17, 1951; Nos. 1 and 7, 1955; No. 6, 1956; No. 19, 1957; Nos. 10 and 15, 1958; Nos. 7 and 21, 1959; No. 11, 1960; Nos. 16 and 17, 1962; No. 21, 1963; No. 8, 1964; Nos. 9 and 13, 1965; No. 19, 1966; No. 2, 1968; Nos. 27 and 29, 1969; No. 27, 1970; Nos. 13, 17, 37 and 39, 1971; Nos. 3 and 10, 1972; Nos. 1, 32, 38, 41, 42 and 57, 1973; and Nos. 4, 12, 23, 37, 48 and 49, 1974.

‡ Ordinance No. 3, 1976.

such period as the court thinks fit or until such time as the court declares him to be a fit and proper person to hold such a licence.

“(2) The powers conferred on a court by this section are in addition to any other powers of the court.

“(3) Where the Court of Petty Sessions, in pursuance of section 92A of the *Court of Petty Sessions Ordinance* 1930-1974, commits a person to the Supreme Court for sentence, sub-section (1) applies as if the person had been convicted by the Supreme Court.

“(4) Where a court makes an order under this section, the court shall cause particulars of the order to be forwarded to the Registrar.”.