

Motor Traffic (Amendment) Ordinance 1981

No. 3 of 1981

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*.

Dated 11 February 1981.

ZELMAN COWEN
Governor-General

By His Excellency's Command,

MICHAEL HODGMAN
Minister of State for the Capital Territory

An Ordinance to amend the *Motor Traffic Ordinance 1936*

Short title

1. This Ordinance may be cited as the *Motor Traffic (Amendment) Ordinance 1981*.¹

Commencement

2. This Ordinance shall come into operation on 1 March 1981.

Principal Ordinance

3. In this Ordinance, "Principal Ordinance" means the *Motor Traffic Ordinance 1936*.²

Motorist to give way to vehicles on his right at intersections

4. Section 122 of the Principal Ordinance is amended—

- (a) by omitting from paragraph (a) "approaching the junction or intersection" (wherever occurring) and substituting "approaching the intersection";
- (b) by omitting from paragraph (a) "a junction or intersection at" (wherever occurring) and substituting "an intersection at";
- (c) by omitting from sub-paragraph (a) (iii) "the junction or intersection" and substituting "the intersection"; and
- (d) by omitting from paragraph (b) "junction or".

5. After section 122 of the Principal Ordinance the following section is inserted:

Give way rule to be observed at uncontrolled junctions

“122A. Where—

- (a) a motor vehicle upon a public street is approaching, or has entered, the junction of that public street and another public street;
- (b) the public street upon which the motor vehicle is approaching the junction, or from which the motor vehicle entered the junction, as the case may be, is the street that does not pass through the junction;
- (c) another motor vehicle, being driven along the public street that passes through the junction, is approaching, or has entered, the junction;
- (d) the junction is not—
 - (i) a junction at, near or within which there is erected a traffic sign bearing the words “GIVE WAY” or the word “STOP” and facing in the direction from which either of the motor vehicles is approaching, or entered, the junction;
 - (ii) a junction at, near or above which there are traffic lights displaying a light of a description specified in the first column of the table in sub-section 112B (1); or
 - (iii) a junction at which a member of the Police Force in uniform is giving directions regulating or controlling the movement of traffic entering or passing through the junction; and
- (e) the circumstances are such that there is a reasonable possibility that the vehicles might collide or that a dangerous situation might otherwise be created,

the driver of the motor vehicle referred to in paragraph (a) shall allow the other motor vehicle to pass in front of him.”

Application of sections 121, 122 and 122A

6. Section 123 of the Principal Ordinance is amended by omitting “sections 121 and 122 of this Ordinance” and substituting “sections 121, 122 and 122A”.

NOTES

- 1. Notified in the *Commonwealth of Australia Gazette* on 19 February 1981.
- 2. 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; Nos. 4, 12, 23, 37, 48 and 49, 1974; Nos. 3, 16, 23, 31, 52 and 54, 1976; Nos. 16, 23, 30, 37, 51 and 59, 1977; Nos. 2, 31 and 46, 1978; No. 32, 1979; No. 33, 1980.