



AUSTRALIAN CAPITAL TERRITORY

Motor Traffic (Amendment) Act (No. 2) 1990

No. 14 of 1990

An Act to amend the *Motor Traffic Act 1936*

[Notified in ACT Gazette S28: 21 June 1990]

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

Short title

1. This Act may be cited as the *Motor Traffic (Amendment) Act (No. 2) 1990*.

Commencement

2. (1) This section and sections 1 and 3 commence on the day on which this Act is notified in the *Gazette*.

(2) The remaining provisions commence on the same day as the provisions (other than sections 1 and 2) of the *Motor Vehicles (Dimensions and Mass) Act 1990*.

Principal Act

3. In this Act, "Principal Act" means the *Motor Traffic Act 1936*.¹

Registration of motor vehicles

4. Section 7 of the Principal Act is amended by omitting subsection (2) and substituting the following subsection:

“(2) The Registrar shall not register, or renew the registration of, a motor vehicle unless he or she is satisfied that—

- (a) the motor vehicle, its parts and equipment comply with such of the requirements of Part I of the Second Schedule as are applicable to the motor vehicle and are capable of complying with such of the requirements of Part XII as would be applicable to the motor vehicle if it were on a public street; and
- (b) in the case of a motor vehicle to which the *Motor Vehicles (Dimensions and Mass) Act 1990* applies—the motor vehicle, its parts and equipment comply with such of the provisions of Part II of that Act as are applicable to them.”.

Registration of trailers

5. Section 8 of the Principal Act is amended by omitting subsection (2) and substituting the following subsection:

“(2) The Registrar shall not register, or renew the registration of, a trailer unless he or she is satisfied that—

- (a) the trailer, its parts and equipment comply with the requirements of this Act and the regulations; and
- (b) in the case of a trailer to which the *Motor Vehicles (Dimensions and Mass) Act 1990* applies—the trailer, its parts and equipment comply with such of the provisions of Part II of that Act as are applicable to them.”.

Offences relating to equipment etc. of motor vehicles

6. Section 189 of the Principal Act is amended by inserting after subsection (1) the following subsection:

“(1A) Subsection (1) does not apply to a person who drives a motor vehicle upon a public street with more than 1 trailer attached to it where the motor vehicle is being so driven in accordance with a permit granted under section 27 of the *Motor Vehicles (Dimensions and Mass) Act 1990*.”.

Width of motor vehicles

7. Section 190 of the Principal Act is amended by adding at the end the following subsection:

“(3) A reference in subsection (1) to a motor vehicle does not include a reference to—

- (a) a motor vehicle to which the *Motor Vehicles (Dimensions and Mass) Act 1990* applies;
- (b) a motor vehicle that is part of an articulated vehicle to which that Act applies; or
- (c) a motor vehicle that is part of a combination of vehicles to which that Act applies.”.

NOTE

1. Ordinance No. 45, 1936 as amended to date. For previous amendments *see* Note 2 to Act No. 4, 1990 and *see also* Act No. 4, 1990.

[Presentation speech made in Assembly on 13 February 1990.]