



AUSTRALIAN CAPITAL TERRITORY

Inebriates (Amendment) Act 1991

No. 14 of 1991

An Act to amend the Inebriates Act, 1900 of the State of New South Wales in its application in the Territory

[Notified in ACT Gazette S 30: 30 April 1991]

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

Short title

1. This Act may be cited as the *Inebriates (Amendment) Act 1991*.

Commencement

2. This Act commences on the day on which it is notified in the *Gazette*.

Principal Act

3. In this Act, “Principal Act” means the Inebriates Act, 1900 of the State of New South Wales in its application in the Territory.¹

Certain medical practitioners ineligible to sign certificate

4. Section 2 of the Principal Act is amended—
 - (a) by omitting “, or his father, brother, son, partner or assistant—” and substituting “, his or her partner, assistant or near relative—”;and

(b) by adding at the end the following subsection:

“(2) In subsection (1)—

‘near relative’, in relation to a person, means a spouse, parent, child, brother or sister of the person.”.

Inebriates convicted of certain offences

5. Section 3 of the Principal Act is amended by omitting from paragraph (1) (b) “assaulting women” and substituting “assault”.

Formal amendments relating to gender

6. The Principal Act is amended as set out in the Schedule.

SCHEDULE

Section 6

AMENDMENTS OF INEBRIATES ACT, 1900 OF THE STATE OF NEW SOUTH WALES IN ITS APPLICATION IN THE TERRITORY

1. The following provisions of the Principal Act are amended by inserting “or she” after “he” (wherever occurring):

Sections 1, 1A, 1B, 2A, 3, 3A, 3C, 3D, 3F, 5, 6, 9, 10 and 14B.

2. The following provisions of the Principal Act are amended by inserting “or her” after “him” (wherever occurring):

Sections 1, 1A, 1B, 1C, 3C, 3D, 6 and 14C.

3. The following provisions of the Principal Act are amended by inserting “or her” after “his” (wherever occurring):

Sections 1A, 2A, 3, 3A, 3C, 5, 7, 9, 10, 14B and 14C.

4. The following provisions of the Principal Act are amended by inserting “or herself” after “himself”:

Sections 1, 1B and subsection 5 (1).

5. Schedule Two to the Principal Act is amended—

(a) by inserting “or her” after “his”; and

(b) by inserting “or her” after “him”.

NOTE

1. No. 32, 1900 (NSW) as amended by No. 2, 1909 (NSW); Ordinance No. 16, 1938.

[Presentation speech made in Assembly on 21 March 1991]