

1995
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Urban Services)

**Motor Traffic (Amendment) Bill (No. 2)
1995**

**A BILL
FOR**

An Act to amend the *Motor Traffic Act 1936*

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

Short title

- 5 1. This Act may be cited as the *Motor Traffic (Amendment) Act (No. 2) 1995*.

Commencement

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

Principal Act

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

Job No 1995/26

Saving of existing appointments of non-public servants

4. (1) A person other than a public servant who, immediately before 15 December 1994, was appointed under the Principal Act as an inspector or a medical testing officer is, on and after that date, deemed to have been appointed to that office by the Chief Executive under the Principal Act as amended by this Act.

(2) A person other than a public servant who, immediately before 15 December 1994, was appointed under the Principal Act as an officer is, on and after that date, deemed to have been appointed as a motor traffic officer by the Chief Executive under the Principal Act as amended by this Act.

Inspectors

5. Section 6B of the Principal Act is amended by omitting subsection (3) and substituting the following subsection:

“(3) The following persons shall be inspectors:

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) any other person appointed in writing by the Chief Executive for the purpose.”.

Medical testing officers

6. Section 6C of the Principal Act is amended by omitting subsection (3) and substituting the following subsections:

“(3) Only a person who is entitled to practise as a medical practitioner under the *Medical Practitioners Act 1930*, or a corresponding law of a State or another Territory, may perform the functions of a medical testing officer.

“(4) Subject to subsection (3), the following persons shall be medical testing officers:

- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (2);
- (b) any other person appointed in writing by the Chief Executive for the purpose.”.

Motor traffic officers

7. Section 6D of the Principal Act is amended—

- (a) by omitting from subsection (2) “may” and substituting “shall”; and

(b) by omitting subsection (4) and substituting the following subsection:

“(4) The following persons shall be motor traffic officers:

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- (a) any public servant for the time being performing the duties of a Government Service office referred to in subsection (3);
- (b) any other person appointed in writing by the Chief Executive for the purpose.”.

NOTE

Principal Act

1. Reprinted as at 31 January 1995. See also No. , 1995.