

1990  
THE LEGISLATIVE ASSEMBLY  
FOR THE AUSTRALIAN CAPITAL TERRITORY

---

Presented, 13 February 1990

(Minister for Finance and Urban Services)

**Motor Traffic (Amendment) Bill 1990**

---

**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**

1. This Act may be cited as the *Motor Traffic (Amendment) Act 1990*.

5 **Commencement**

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

10 (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*.<sup>1</sup>

**Registration of motor vehicles**

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

16487/89 (T58/89) Cat. No. 90 4089 0

320/14.2.1990

“(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 5
- (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.” 10

#### 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— 15
- (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.” 20

#### 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: 25

“(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 30

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; 35
  - (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.” 40

**NOTE**

1. 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 (as amended by No. 36, 1967); 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; Nos. 3, 8, 30, 31 and 33, 1981; No. 40, 1981 (as amended by No. 43, 1981); Nos. 6, 49, 50, 64 and 96, 1982; Nos. 14, 18 and 21, 1983; Nos. 1, 15, 44, 45 and 54, 1984; Nos. 2, 30, 31, 35, 49, 50, 63, 67 and 73, 1985; Nos. 3, 6, 34, 58, 77, 78, 81 and 87, 1986; Nos. 50 and 63, 1987; Nos. 9, 10, 11, 15, 16, 20 and 70, 1988; Nos. 6, 8, 21 and 38, 1989; Acts Nos. 20, 21 and 23, 1989.