

1993

THE LEGISLATIVE ASSEMBLY OF THE AUSTRALIAN CAPITAL TERRITORY

MAGISTRATES COURT (AMENDMENT) BILL (NO.2) 1993

EXPLANATORY MEMORANDUM

**Circulated by the authority of the Attorney General
Terry Connolly MLA**

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Explanatory Memorandum

The Magistrates Court (Amendment) Bill (No.2) 1993 amends the Magistrates Court Act 1930 (the Principal Act) as a consequence of amendments made to the Parking Infringement Notice and the Traffic Infringement Notice schemes in the Motor Traffic Act 1936 by the Motor Traffic (Amendment) Bill 1993.

The Motor Traffic (Amendment) Bill 1993 amends the Motor Traffic Act 1936, among other things, to remove the enforcement consequences of the failure to pay an amount owing on a Parking Infringement Notice or a Traffic Infringement Notice of cancelling a person's driving licence or motor vehicle registration and to substitute suspending the person's driving licence or motor vehicle registration.

Financial Considerations

There are no costs associated with the Bill.

Details

Clause 1 provides for the short title of the Act.

Clause 2 provides that commencement of the substantive provisions of the Act occurs on the day on which section 33 of the Motor Traffic (Amendment) Bill 1993 commences.

Clause 3 defines the Principal Act as the Magistrates Court Act 1930.

Clause 4 amends section 23 of the Principal Act. Subclause 4(a) amends paragraph 23(7A)(b) to omit references to the cancellation of the registration of a motor vehicle and to substitute references to the suspension of the registration of a motor vehicle.

Subclause 4(b) amends paragraph 23(7A)(b) to omit subparagraphs (i), (ii) and (iii) which refer to the re-issue of a driving licence or re-registration of a motor vehicle registration following their cancellation and to substitute references to the reinstatement of a driving licence or motor vehicle registration.

Clauses 5, 6 and 7 amend sections 147A, 150A and 150B of the Principal Act, respectively, to omit the references to the cancellation of a driving licence or motor vehicle registration and to substitute references to the suspension of a driving licence or motor vehicle registration.