

**EXPLANATORY STATEMENT**

**AUSTRALIAN CAPITAL TERRITORY**

**MOTOR TRAFFIC (AMENDMENT) ORDINANCE (NO. 7) 1988**

**ORDINANCE NO. 70 OF 1988**

The Motor Traffic Ordinance 1936 (the Principal Ordinance) regulates motor traffic in the ACT.

The Motor Traffic (Amendment) Ordinance (No. 3) 1988 (the amending Ordinance) amended the Principal Ordinance by the insertion of subsections 186A(1) and 186A(2) to prohibit persons riding in or on a trailer or camper unit attached to a motor vehicle while the motor vehicle is being driven on a public street. The Motor Traffic (Amendment) Ordinance (No. 7) 1988 (the Ordinance) gives effect to an undertaking given to the Senate Standing Committee on Regulations and Ordinances arising out of its consideration of the amending Ordinance. The Committee was concerned that a person may remain in a trailer or camper unit unaware that the trailer or camper unit is attached to a motor vehicle and might be driven on a public street and yet be guilty of an offence under subsection 186A(2).

Details of the Ordinance are as follows:

Section 1 cites the short title of the Ordinance as the Motor Traffic (Amendment) Ordinance (No. 7) 1988.

Section 2 amends section 186A of the principal Ordinance by omitting from subsection (2) 'remain' and substituting 'wilfully be'. An offence will therefore only be committed if a person is wilfully on a trailer while the motor vehicle to which it is attached is being driven.

ISSUED BY AUTHORITY OF THE MINISTER  
OF STATE FOR THE ARTS AND  
TERRITORIES