

AUSTRALIAN CAPITAL TERRITORY

MOTOR TRAFFIC ORDINANCE (NO. 5) 1976

EXPLANATORY MEMORANDUM

The Motor Traffic Ordinance (No. 5) 1976 amends the Motor Traffic Ordinance 1936 to provide that at the hearing of a prosecution for a parking infringement certificates signed by the Registrar or a Deputy Registrar are evidence of the matters stated in them. The matters which the Ordinance contemplates may be proved by certificate are -

- . the non-receipt by the Registrar of a statutory declaration by the owner of a vehicle that he was not in charge of the vehicle at the time of an alleged parking infringement (proposed new sub-section 159(10))
- . that a parking infringement notice had been securely placed or affixed upon the motor vehicle specified in the notice (proposed new sub-section 162(7A))
- . that the prescribed penalty in respect of an infringement was not paid in accordance with the parking infringement notice within 14 days after the date of the notice or, where the Registrar had allowed further time, within that further time (proposed new sub-sections 162(7B) and (7C)).

Substitute paragraph 162(5)(C) is intended to bring about the extinction of a superfluous administrative requirement; proposed substitute sub-section 162(7) is intended to clarify and to limit the Registrar's discretion to grant an extension of the time within which the prescribed penalty may be paid.