

**1990 - No. 202**

**JUSTICES ACT 1902 - REGULATION**  
(Relating to short descriptions of traffic offences)

NEW SOUTH WALES



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HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Justices Act 1902, has been pleased to make the Regulation set forth hereunder.

JOHN DOWD  
Attorney General.

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**Commencement**

1. This Regulation commences on 11 April 1990.

**Amendments**

2. The Justices (Short Descriptions of Motor Traffic and Other Offences) Regulation 1986 is amended:

(a) by inserting, in appropriate numerical order, in Columns 1 and 2, respectively, of Schedule 1 under the heading "**Traffic Act 1909**" the following matter:

Section 4A (1A) – drive a motor vehicle on a public street at a speed which exceeds by more than 45 km/h the speed limit applicable

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(b) by omitting from Columns 1 and 2, respectively, of Schedule 1 under the heading "**Traffic Act 1909**" the following matter:

Section 4E (1D) (a) - being the holder of a first-year provisional licence, drive a motor vehicle while the special range prescribed concentration of alcohol is present in blood	provisional driver drive with special range p.c.a.
Section 4E (1 D) (a) - being the holder of a learner's licence, drive a motor vehicle while the special range prescribed concentration of alcohol is present in blood	learner drive with special range p.c.a.
Section 4E (1D) (b) - being the holder of a first-year provisional licence, occupy driving seat and attempt to put motor vehicle in motion while the special range prescribed concentration of alcohol is present in blood	provisional driver attempt to drive with special range p.c.a.
Section 4E (1D) (b) - being the holder of a learner's licence, occupy driving seat and attempt to put motor vehicle in motion while the special range prescribed concentration of alcohol is present in blood	learner attempt to drive with special range p.c.a.
Section 4E (1L) - being the holder of a driver's licence, and while there is present in blood 0.05) grammes or more concentration in 100 millilitres of blood, occupy the seat next to a holder of a learner's permit who is driving a motor vehicle	accompany learner while over p.c.a.

(c) by inserting, in appropriate numerical order, in Columns 1 and 2, respectively, under the heading "**Motor Traffic Regulations 1935**" the following matter:

Regulations 12A (5) (a), 129 - provisional licensee  
provisional licensee drive motor drive in excess of  
vehicle at a speed in excess of 80 80 km/h  
km/h

Regulations 12A (5) (b), 129 - provisional licensee  
provisional licensee drive motor cycle  
cycle with an engine capacity with excess  
greater than 250 ml capacity

Regulations 12A (5) (c), 129 -  
provisional licensee drive motor vehicle  
vehicle (other than a motor  
cycle) without displaying  
conspicuously so as to be clearly  
visible from ahead of and behind  
the vehicle a sign displaying the  
letter "P" in red on a white  
background

Regulations 12A (5) (c), 129 -  
provisional licensee drive motor cycle  
cycle without displaying  
conspicuously at the rear of the  
motor cycle so as to be clearly  
visible from behind the motor  
cycle a sign displaying the letter  
"P" in red on a white background

Regulations 124 (1) (a), 129 - drive on  
a public street at a speed in excess  
of 100 km/h a motor vehicle that  
has a manufacturer's gross vehicle  
mass that exceeds 4.5 tonnes but  
does not exceed 13.9 tonnes

drive motor cycle  
without P sign

drive vehicle 4.5-13.9  
tonnes in excess  
of 100 km/h

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Regulations 124 (1) (b), 129 - drive on a public street at a speed in excess of 100 km/h a motor vehicle and trailer combination that has a manufacturer's gross combination mass that exceeds 4.5 tonnes but does not exceed 13.9 tonnes	drive combination 4.5-13.9 tonnes in excess of 100 km/h
Regulations 124 (1) (c), 129 - drive on a public street at a speed in excess of 100 km/h a coach displaying a sign in a form and position approved by the Authority	drive speed limited coach in excess of 100 km/h
Regulations 124 (1) (c), 129 - drive at a speed in excess of 100 km/h a heavy motor vehicle displaying a sign in a form and position approved by the Authority	drive speed limited heavy motor vehicle in excess of 100 km/h
Regulations 124 (2), 129 - drive on a public street at a speed in excess of 90 km/h a coach not satisfying conditions set out in Regulation 124 (2) (a), (b) and (c)	drive coach in excess of 90 km/h
Regulations 124 (2), 129 - drive on a public street at a speed in excess of 90 km/h a heavy motor vehicle not satisfying conditions set out in Regulation 124 (2) (a), (b) and (c)	drive heavy motor vehicle in excess of 90 km/h
Regulations 124A (2), 129 - display sign on a coach without satisfying conditions set out in Regulation 124A (2) (a) and (b)	display sign on coach contrary to Reg. 124A (2)

Regulations 124A (2), 129 – display sign on a heavy motor vehicle without satisfying conditions set out in Regulation 124A (2) (a) and (b)	display sign on heavy motor vehicle contrary to Reg. 124A (2)
Regulations 124A (2), 129 – drive a coach displaying a sign without satisfying conditions set out in Regulation 124A (2) (a) and (b)	drive coach unlawfully displaying sign
Regulations 124A (2), 129 – drive a heavy motor vehicle displaying a sign without satisfying conditions set out in Regulation 124A (2) (a) and (b)	drive heavy motor vehicle unlawfully displaying sign
(d) by omitting from Columns 1 and 2, respectively, of Schedule 1 under the heading " <b>Motor Traffic Regulations 1935</b> " the following matter:	
Regulations 124 (3), 129 – drive upon a length of public street a motor lorry exceeding 4.5 tonnes laden weight in excess of 80 km/h	exceed speed limit for heavy vehicles
Regulations 124 (3A), 129 – drive upon a length of public street a motor vehicle constructed to carry more than 8 persons and carrying persons for hire or reward in excess of 90 km/h	exceed speed limit for omnibus

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#### EXPLANATORY NOTE

The object of this Regulation is to prescribe short descriptions for certain traffic offences so that those descriptions may be used in informations, complaints, summonses, warrants, notices, orders or other documents by virtue of section 145B of the Justices Act 1902.

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