

1994—No. 573

JUSTICES ACT 1902—REGULATION

(Relating to short descriptions of road train offences under the
Motor Traffic Regulations 1935)

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.

J. P. HANNAFORD, M.L.C.,
Minister for Justice.

Commencement

1. This Regulation commences on 1 November 1994.

Amendment relating to road train offences

2. The Justices (Short Descriptions of Motor Traffic and Other Offences) Regulation 1986 is amended by omitting from Schedule 1 the matter relating to Regulations 113B (1) (a), 129 of the Motor Traffic Regulations 1935 and by inserting instead the following matter:

Regulations 113B (1) (a), 129—drive a road train upon a public street without a road train permit	drive road train without a permit
Regulations 113B (1) (a), 129—permit a road train to be driven upon a public street without a road train permit	permit road train to be driven without a permit
Regulations 113B (1) (a), 129—fail to comply with the conditions of a road train permit, being conditions relating to approved routes for road trains longer than 23 metres	not comply with road train permit route conditions

Regulations 113B (1) (a), 129—permit a person not to comply with the conditions of a road train permit, being Conditions relating to approved routes for road trains longer than 23 metres	permit non-compliance with road train route conditions
Regulations 113B (1) (a), 129—fail to comply with the conditions of a road train permit, being conditions other than those relating to approved routes for road trains longer than 23 metres	not comply with road train general conditions
Regulations 113B (1) (a), 129—permit a person not to comply with the conditions of a road train permit, being conditions other than those relating to approved routes for road trains longer than 23 metres	permit non-compliance with road train general conditions

Amendment for law revision purposes

3. The Justices (Short Descriptions of Motor Traffic and Other Offences) Regulation 1986 is amended by omitting from Schedule 1 the matter relating to the Motor Vehicle Driving Instructors Act 1961 and the matter relating to the Motor Vehicle Driving Instructors Regulations 1962.

EXPLANATORYNOTE

The object of this Regulation is to prescribe separate short descriptions under section 145B (2) of the Justices Act 1902 for certain road train offences under the Motor Traffic Regulations 1935.

It is proposed (separately) to amend the Motor Traffic Regulations 1935 (with effect from 1 November 1994) so that a \$750 penalty applies to a violation of route limitations placed on a permit to drive road trains that exceed 23 metres in length, but the existing penalty of \$99 continues to apply to other conditions placed on permits to drive road trains (of any length).

The proposed subdivision of the short descriptions under the Justices Act 1902 reflects the division of penalties to be introduced in the Motor Traffic Regulations 1935.

This Regulation also contains an amendment for the purposes of law revision, omitting the short descriptions for offences under the now repealed Motor Vehicle Driving Instructors Act 1961 and Motor Vehicle Driving Instructors Regulations 1962.

This Regulation is made under sections 145B (Short description of certain offences) and 154 (including the general regulation-making power) of the Justices Act 1902.
