



# **Traffic (Habitual Traffic Offender) Rule 1999**

under the  
Justices Act 1902

## **1 Citation**

This Rule may be cited as the Traffic (Habitual Traffic Offender) Rule 1999.

## **2 Commencement**

This Rule commences on

## **3 Definition**

(1) In this Rule:

“The Act” means the *Traffic Act 1909*.

(2) In this Rule, a reference to a form is a reference to a form set out in Schedule 1.

## **4 Habitual traffic offenders—mandatory disqualification after 3 convictions within 5 years**

For the purposes of section 10EA(3) of the Act, an application for declaration as a habitual traffic offender be quashed is to be in the form or effect of Form 1.

1999 No 557

## Traffic (Habitual Traffic Offender) Rule 1999

## Form 1

## **Application that a declaration as a habitual traffic offender be quashed**

## **Traffic Act 1909—Section 10EA(3)**

**Name of Applicant**

### Residential address

Postal address (only complete if different to residential address)

Date of birth

Licence number

#### Particulars of relevant offences:

(Either list the three relevant offences (including dates and places of conviction) or attach copy of letter from the Roads and Traffic Authority)

I make application that the declaration dated [REDACTED] that I am a habitual traffic offender be quashed:

## Applicant

Date:

### Receipt number

## NOTICE OF HEARING

This application has been listed for hearing at the Local Court

at

date.

time

Clerk of the Local Court

Date:

To: 1      Applicant  
      2      Roads and Traffic Authority

**Note.** Section 10EA(3) provides that the declaration may be quashed by a court that convicts the person of a relevant offence (at the time of conviction or at a later time)—Accordingly the application is to be listed before the court that has convicted the person of the most recent relevant offence ie the offence which gave rise to the declaration as a habitual traffic offender.

BY AUTHORITY