



New South Wales

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 _____ that I am a habitual traffic offender be quashed:

Applicant

Date:

Fee paid on 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
