

Act No. 31

**MOTOR TRAFFIC (RADAR DETECTED OFFENCES)  
AMENDMENT BILL 1987**

NEW SOUTH WALES



**EXPLANATORY NOTE**

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The Crimes (Radar Detected Offences) Amendment Bill 1987 is cognate with this Bill.

The object of this Bill is to enable the use, in proceedings for offences, of evidentiary certificates to prove the accuracy of radar speed measuring devices.

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Clause 1 specifies the short title of the proposed Act.

Clause 2 specifies that the proposed Act will, with minor exceptions, commence on a day to be appointed by the Governor-in-Council.

Clause 3 is a formal provision that gives effect to the Schedule of amendments.

Schedule 1 (1) inserts a definition of "Approved radar speed measuring device" into section 2 of the Principal Act. An approved radar speed measuring device will be a device of a type approved by the Governor by order published in the Gazette.

Schedule 1 (2) amends section 3 of the Principal Act so as to enable regulations to be made with respect to approved radar speed measuring devices, including the testing of such devices.

*Motor Traffic (Radar Detected Offences) Amendment 1987*

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Schedule 1 (3) inserts proposed section 4AB (Evidence as to approved radar speed measuring devices) into the Principal Act. The proposed section enables a certificate to be used as evidence that a device is an approved radar speed measuring device and that it has been tested and found to be accurate and operating properly. If such a certificate is tendered, evidence must be adduced to the contrary before further evidence of the accuracy or reliability of the device will be required.

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