

[Act 1997 No 74]



New South Wales

Traffic Amendment (Street and Illegal Drag Racing) Bill 1997

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Traffic Act 1909* so as to amend the provisions of the Act that relate to street and illegal drag racing.

The Bill will:

- (a) make it an offence to undergo sustained loss of traction by one or more driving wheels, and
 - (b) enable a police officer to impound a motor vehicle within 10 days after a “street or illegal drag racing” offence has been committed or after conviction by a court, and
 - (c) enable a police officer to impound such a vehicle that is located on private property (as well as on a public place), and provide for the issue of warrants for this purpose, and
 - (d) enable recovery of a fee for towing from the owner or driver of an impounded motor vehicle, and
 - (e) provide for the sale or other disposal of impounded or forfeited motor vehicles.
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Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the proposed Act to commence on a proclaimed day or days.

Clauses 3 and 4 are formal provisions giving effect to the Schedules of amendments.

Clause 5 contains transitional provisions. Generally, the amendments do not apply in relation to offences already committed. However, the provisions relating to the disposal of vehicles extend to vehicles already impounded or forfeited.

Schedule 1 contains amendments to the *Traffic Act 1909* for the purposes described above.

Schedule 2 contains a consequential amendment to the *Search Warrants Act 1985*.