

Act No. 252

MOTOR TRAFFIC (PENALTY DEFAULTS) AMENDMENT BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

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

The following Bills are cognate with this Bill:

Justices (Penalty Defaults) Amendment Bill 1987;

Transport (Penalty Defaults) Amendment Bill 1987.

The object of this Bill is to amend the Motor Traffic Act 1909 to enable the Commissioner for Motor Transport to cancel a person's licence or vehicle registration if the person refuses to pay the penalty imposed by a parking or traffic infringement notice or by a court for a parking or traffic offence. This measure is to provide an alternative remedy to the sanctions now provided under the Justices Act 1902.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on 1 January 1988.

Clause 3 inserts a new section 18c into the Motor Traffic Act 1909 which provides for the issue of a notice to persons on whom a penalty notice under section 18B of the Act has been served or who have been convicted of an offence under the Act. The notice effects cancellation of the person's driver's or rider's licence, or cancellation of the registration of the person's vehicle or vehicles, if appropriate payment is not made by the due date under the notice. There is no appeal against this cancellation, but provision may be made in the regulations for restoration of a vehicle's registration if appropriate payment is made.

Motor Traffic (Penalty Defaults) Amendment 1987

Clause 4 states that the new section 18c applies so as to enable the enforcement of penalty notices and convictions issued or made before, as well as on or after, the date of commencement of the proposed Act.
