

Act 1994 No. 79

**TRAFFIC (NEGLIGENT DRIVING OFFENCES) AMENDMENT
BILL 1994**

NEW SOUTH WALES



EXPLANATORY NOTE

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

This Bill is cognate with the Crimes (Dangerous Driving Offences) Amendment Bill 1994.

The object of this Bill is to amend the Traffic Act 1909 to implement certain recommendations of the Staysafe Committee in its report tabled in the Legislative Assembly on 8 March 1994 relating to section 4 (negligent, furious or reckless driving) of the Act. At present a person who is convicted of the offence of driving a motor vehicle negligently upon a public street is liable to a maximum penalty of 5 penalty units (currently \$500). The amendments retain that basic penalty, but also provide for increased penalties where the negligence:

- (a) occasions death (a maximum of 20 penalty units or 12 months imprisonment (or both)); or
- (b) occasions grievous bodily harm (a maximum of 15 penalty units or 6 months imprisonment (or both)).

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day appointed by proclamation.

Clause 3 is a formal provision which gives effect to the Schedule of amendments to the Traffic Act 1909.

Schedule 1 makes the amendments described above.
