

# Crimes Amendment (Off-road Fatal Accidents) Act 2015 No 61

[2015-61]



New South Wales

## Status Information

### Currency of version

Repealed version for 24 November 2015 to 24 November 2015 (accessed 24 November 2024 at 19:44)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced.

### Notes—

- **Repeal**

The Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 25.11.2015.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 25 November 2015

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## Contents

<b>Long title</b> .....	3
1 Name of Act .....	3
2 Commencement .....	3
<b>Schedule 1 Amendment of Crimes Act 1900 No 40</b> .....	3
<b>Schedule 2 Amendment of Road Transport Act 2013 No 18</b> .....	3

# Crimes Amendment (Off-road Fatal Accidents) Act 2015 No 61



New South Wales

An Act to amend the *Crimes Act 1900* and the *Road Transport Act 2013* to make further provision for evidence of intoxication in connection with dangerous driving and to provide for testing for alcohol and drug use in off-road accidents.

## 1 Name of Act

This Act is the *Crimes Amendment (Off-road Fatal Accidents) Act 2015*.

## 2 Commencement

This Act commences on the date of assent to this Act.

## Schedule 1 Amendment of *Crimes Act 1900* No 40

### [1] Section 52AA Dangerous driving: procedural matters

Omit “occurring at a place that is not a road” from section 52AA (2) and (3A) wherever occurring.

### [2] Section 52AA (7)

Omit the definition of *road*.

## Schedule 2 Amendment of *Road Transport Act 2013* No 18

### [1] Schedule 3 Testing for alcohol and drug use

Omit the definition of *accident participant* from clause 10 (1).

### [2] Schedule 3, clause 12

Insert after clause 12 (5):

(6) In this clause:

*accident* means:

- (a) an accident on a road involving a motor vehicle or other vehicle or a horse, or
- (b) an accident not on a road involving a motor vehicle.

**accident participant** means a person who:

- (a) at the time of an accident, was:
  - (i) driving a motor vehicle involved in the accident, or
  - (ii) occupying the driving seat of a motor vehicle involved in the accident and attempting to put the motor vehicle in motion, or
  - (iii) the holder of an applicable driver licence and occupying the seat in the motor vehicle next to a learner driver who was driving a motor vehicle involved in the accident, and
- (b) is at least 15 years old.