

South Australia



ROAD TRAFFIC (INSPECTION) AMENDMENT ACT 1996

No. 100 of 1996

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of s. 160—Defect notices



ANNO QUADRAGESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1996

No. 100 of 1996

An Act to amend the Road Traffic Act 1961.

[Assented to 19 December 1996]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Road Traffic (Inspection) Amendment Act 1996*.
- (2) The *Road Traffic Act 1961* is referred to in this Act as "the principal Act".

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Amendment of s. 160—Defect notices

3. Section 160 of the principal Act is amended—

- (a) by striking out from subsection (1) the definition of "inspector";
- (b) by striking out subsection (4a);
- (c) by inserting after subsection (7) the following subsections:

(8) The Minister may, by notice in writing, authorise a person in accordance with the regulations to exercise any of the powers of an inspector under this section specified in the notice.

(9) An authorisation issued under subsection (8) may be subject to conditions and may be revoked at any time.

(10) The Minister may, for the purposes of this section, establish a code of practice to be observed by persons authorised under subsection (8).

(11) A person who contravenes a code of practice established under subsection (10) is guilty of an offence.

Penalty: Division 6 fine.

(12) The Commissioner of Police—

(a) must, on the request of the Minister; and

(b) may, at any other time,

provide the Minister with such information as may be relevant to the question of whether a particular person is a fit and proper person to be authorised under subsection (8).

(13) No liability attaches to a person authorised to exercise powers under this section for an honest act or omission in the performance or purported performance of functions under this section.

(14) A liability that would, but for subsection (13), attach to a person attaches instead to the Crown.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

BASIL S. HETZEL, Governor's Deputy