

TRAFFIC.

1° Elizabeth II., No. XXXV.

No. 35 of 1952.

AN ACT to amend the Traffic Act, 1919-1951.

[Assented to 17th December, 1952.]

BE it enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Traffic Act Amendment Act, 1952.* Short title and citation.

(2) In this Act the Traffic Act, 1919-1951—
Act No. 60 of 1919 as reprinted with amendments to and including Act No. 29 of 1949 incorporated pursuant to the provisions of the Amendments Incorporation Act, 1938 and further amended by Acts Nos. 24 of 1950 and 57 of 1951,

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is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Traffic Act, 1919-1952.

2. Section four of the principal Act is amended by adding after the interpretation, "owner" the following interpretation— S. 4 amended.

"parking" means the standing on a road of a vehicle when not employed in taking up or setting down persons or goods, but does not

include the standing of a vehicle in compliance with a traffic sign or direction or with an order of a Police officer or Traffic Inspector lawfully made or given under this Act; and the verb, "to park" and its inflections and derivatives have correlative meanings.

S. 14
amended.

3. Section fourteen of the principal Act is amended by adding after subsection (2) the following subsection—

(2a) The Minister may, from time to time, approve of the provision and maintenance, in the metropolitan area, of such lights and signs for the direction of traffic as he thinks fit, and may authorise payment, not exceeding twenty thousand pounds in any one year, for their provision and maintenance out of the one-half of the net balance mentioned in paragraph (b) of subsection (2) of this section, and may cancel, or, from time to time, vary an approval or authorisation given by him under this subsection.

S. 23
amended.

4. Subsection (2) of section twenty-three of the principal Act is repealed and re-enacted as follows—

(2) The following fees are payable—

license to drive a motor vehicle not being a passenger vehicle, ten shillings per annum;

license to drive a motor vehicle being a passenger vehicle, five shillings per annum;

conductor's license, five shillings per annum.

S. 24
amended.
Of. No. 24 of
1950, s. 6 and
No. 57 of 1951,
s. 7 (b).

5. Subsection (1) of section twenty-four of the principal Act is amended by adding after the words, "the prescribed age" being the last words in the subsection, the words, "or whose license to drive a motor vehicle is suspended or has been cancelled or who is otherwise disqualified from holding or obtaining a license to drive a motor vehicle in any other State or territory of the Commonwealth".

6. The following heading is added to the principal Act to precede section forty-three—

New heading,
ss. 43-46A.

Division 3A.—Weights, Loads and Dimensions.

7. Paragraph (i) of subsection (1) of section forty-seven of the principal Act is amended by adding after subparagraph (zk) the following subparagraphs—

S. 47
amended.

(zl) prohibit or restrict the parking of vehicles or vehicles of a specified class or classes in all roads or in specified roads or specified parts of roads, at all times or at specified times;

(zm) prescribe the penalty mentioned in paragraph (xiv) of this subsection as the penalty for a breach of a regulation made under subparagraph (zl) of this paragraph.

8. Section fifty-two of the principal Act is amended by—

S. 52
amended.

(a) adding after the section designation, “52” the figure one in brackets thus—(1);

(b) adding after the word, “desire” in line two the words, “permission of the local authority”;

(c) adding after the word, “fixed,” in line four the words, “the holding of which will necessitate the temporary suspension of the operation of any regulations under this Act”;

(d) adding after the word, “may” in line four the words, “refuse permission, or may grant permission and by notice published in the Government Gazette”;

(e) adding the following subsection—

(2) A person who—

(a) conducts or takes part in a race meeting or speed test mentioned in subsection (1) of this section permission mentioned in that subsection not having been obtained; or

(b) that permission having been obtained fails to observe the conditions if any so defined as those under which the race meeting or speed test shall be conducted; commits an offence.

Penalty: Twenty pounds.

s. 71 amended.

9. Section seventy-one of the principal Act is amended by adding after the word, "authority" being the last word in the section the words, "but does not apply to any extent to a vehicle for the personal use of the Governor nor to a person in charge of the vehicle while carrying out the Governor's personal directions; and does not apply to any other vehicle or class of vehicle or person or class of person to the extent of such exemption as may from time to time be declared by the Governor by Order in Council, which the Governor may from time to time vary or cancel by further Order in Council, and section seventy-two of the Justices Act, 1902-1948, applies in respect of complaints of offences against this Act as if the complaints negatived exemptions under this section".

Third Schedule amended.

10. The Third Schedule to the principal Act is amended by substituting for the words and figures in the last six lines of Part 1 of that Schedule the following—

Transfer of license of—	s.	d.
Motor car, motor carrier, motor waggon, locomotive, traction engine, road tractor	10	0
Motor cycle, trailer, semi-trailer, carriage or cart	5	0
Hand cart	2	6
Transfer of passenger vehicle or carrier's license	5	0

