

CROWN LAW

CW301

JUSTICES ACT 1902

ROAD TRAFFIC ACT 1974

JUSTICES ACT (EXTRAORDINARY LICENCES) AMENDMENT
REGULATIONS 1992

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Justices Act (Extraordinary Licences) Amendment Regulations 1992*.

Commencement

2. These regulations shall come into operation on 1 January 1993.

Principal regulations

3. In these regulations, the *Justices Act (Extraordinary Licences) Regulations 1977** are referred to as the principal regulations.

[* *Published in the Gazette of 20 May 1977 at pp. 1502-6.*
For amendments to 6 November 1992 see 1991 Index to
Legislation of Western Australia, p. 391.]

Regulation 3 amended

4. Regulation 3 of the principal regulations is amended —
 - (a) in the definition of “court of petty sessions” by deleting “a Children’s Court established under the *Child Welfare Act, 1947*” and substituting the following —

“ the Children’s Court ”; and
 - (b) by deleting the definition of “special application” and substituting the following definition —

“ “special application” has the same meaning as in section 76 (12) of the *Road Traffic Act 1974*; ”.

Regulation 4 amended

5. Regulation 4 of the principal regulations is amended by repealing subregulation (6) and substituting the following subregulation —

“ (6) A fee of \$75.00 shall be paid on the lodging of an application referred to in subregulation (1) or (2). ”.

Regulation 6 amended

- 6. (1) Regulation 6 (1) (a) of the principal regulations is amended —
 - (a) by deleting “subject to subregulation (2) of this regulation, ”;
 - and
 - (b) by inserting after “the court” the following —
 - “ , not less than 14 clear days after the date on which the application was lodged ”.
- (2) Regulation 6 (2) of the principal regulations is repealed.

Schedule amended

- 7. (1) The Schedule to the principal regulations is amended in Form 1 by deleting “63 or 64” and substituting the following —
 - “ 63, 64, 67 or 67A ”.
 - (2) The Schedule to the principal regulations is amended in Form 5 —
 - (a) by deleting “IMPORTANT — This form must be used if an application for an extraordinary licence is made within two months after the applicant has been disqualified pursuant to section 63 (2) (a) of the Road Traffic Act or within one month after the applicant has been disqualified pursuant to section 64 (2) (a) of the Road Traffic Act.” and substituting the following —
 - “ IMPORTANT — This form must be used when making a special application under section 76 (1) of the *Road Traffic Act 1974*. ”;
 - (b) by deleting “(a) Delete whichever is unapplicable.” and the adjacent bracket; and
 - (c) by deleting —
 - “Disqualified on conviction for —
 - (a) driving while under the influence of alcohol, drugs or alcohol and drugs (s. 63);
 - (a) driving while the percentage of alcohol in the blood equals or exceeds 0.08% (s. 64).”
- and substituting the following —
- “ Disqualified on conviction for an offence under the following section of the *Road Traffic Act 1974* (specify one of the offences referred to in section 76 (12) of the Act):
 -
 - Description of offence:
 - ”.

By His Excellency’s Command,

D. G. BLIGHT, Clerk of the Council.