

ROAD TRAFFIC.

No. 95 of 1984.

AN ACT to amend the Road Traffic Act 1974.

[Assented to 7 December 1984.]

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 *Road Traffic Amendment Act 1984*. Short title and principal Act.

(2) In this Act, the Road Traffic Act 1974 is referred to as the principal Act. Reprinted as approved 19 July 1983.

Section 19
amended.

2. Section 19 of the principal Act is amended—

(a) in subsection (5), by deleting paragraph (f) and substituting the following paragraph—

“ (f) is owned by a person who carries on the business of farming or grazing and the vehicle—

(i) is not a tractor referred to in subsection (15);

(ii) subject to subparagraph (iii), is used solely on the owner's farm or pastoral holding; and

(iii) is not used on a road otherwise than in passing from one portion of the farm or holding to another portion of the farm or holding, or in a journey from the owner's farm or pastoral holding to the location or a fire for the purpose of controlling or extinguishing the fire or to a site for the purpose of attending fire control exercises previously authorized by a bush fire control officer or fire prevention or in returning from such a location or site to the owner's farm or pastoral holding. ”;

and

(b) by repealing subsection (15) and substituting the following subsection—

“ (15) On payment of a licence fee of \$4 per annum, the Board shall issue a licence for a tractor or tractor plant, other than a prime mover, that is owned by a person carrying on the business of

farming or grazing and that is used, or during the currency of the licence will be used, solely in connection with the owner's business of farming or grazing or for a journey from the owner's farm or pastoral holding to the location of a fire for the purpose of controlling or extinguishing the fire or to a site for the purpose of fire prevention or attending fire control exercises previously authorized by a bush fire control officer or returning from such a location or site to the owner's farm or pastoral holding. ”.

3. Section 42 of the principal Act is amended by inserting after subsection (4) the following subsections—

Section 42
amended.

“ (5) The holder of a driver's licence to which subsection (4) applies shall, at intervals prescribed by regulations or determined in a particular case under subsection (6), submit himself to a medical practitioner approved by the Board for examination as to his physical fitness to drive a passenger vehicle.

(6) Upon examining a person for the purposes of subsection (4) or (5), a medical practitioner may recommend in writing to the Board that shorter intervals than those prescribed under subsection (5) should apply in relation to that person and the Board may determine that the shorter intervals so recommended shall apply in relation to that person and shall inform the person in writing accordingly. ”.

4. Section 45 of the principal Act is amended—

Section 45
amended.

(a) in subsection (1)—

(i) by deleting “or” at the end of paragraph (b);

(ii) by deleting “year,” at the end of paragraph (c) and substituting the following—

“ year; or ”; and

(iii) by inserting after paragraph (c) the following paragraph—

“ (d) is under the age of 18 years, ”; and

(b) in subsection (4), by inserting after “probation” in paragraph (b) the following—

“ attains or has attained the age of 18 years and ”.

Section 46
amended.

5. Section 46 of the principal Act is amended by inserting after subsection (3) the following subsections—

“ (4) Notwithstanding subsection (1), a driver’s licence to which section 42 (4) applies may not be issued or renewed for a period of 3 years if during that period the holder of the licence is required to submit himself to a medical examination in accordance with section 42 (5).

(5) Where the holder of a driver’s licence to which section 42 (4) applies is required to submit himself to a medical examination in accordance with section 42 (5), the licence may be renewed only if the holder satisfies the Board that he has complied with section 42 (5) and has been found fit to drive a passenger vehicle. ”.

Section 84
amended.

6. Section 84 of the principal Act is amended in subsection (2) by deleting “or office of the Board”.

7. Section 103 of the principal Act is amended— Section 103
amended.

(a) by repealing subsection (4) and substituting the following subsection—

“ (4) Subject to this Act, disqualification shall take effect when notice thereof has been personally served on the person and no sooner. ”; and

(b) in subsection (5), by deleting “or an office of the Board”.

8. Section 111 of the principal Act is amended in subsection (2) by deleting paragraph (j) and substituting the following paragraph— Section 111
amended.

“ (j) prescribing matters for or in respect of which fees shall be charged or charges shall be made and prescribing the amounts of such fees or charges; ”.

9. Section 112 of the principal Act is amended in subsection (5) by deleting “companies” and substituting the following— Section 112
amended.

“ corporations ”.
