

MOTOR VEHICLE (THIRD PARTY INSURANCE).

No. 19 of 1970.

AN ACT to amend the Motor Vehicle (Third Party Insurance) Act, 1943-1969.

[Assented to 8th May, 1970.]

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 *Motor Vehicle (Third Party Insurance) Act Amendment Act, 1970*.

Short title
and citation.

(2) In this Act the Motor Vehicle (Third Party Insurance) Act, 1943-1969, is referred to as the principal Act.

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14th February,
1968
as amended
by Act
No. 21 of
1969.

(3) The principal Act as amended by this Act may be cited as the Motor Vehicle (Third Party Insurance) Act, 1943-1970.

Amendment
to s. 3.
(Inter-
pretation.)

2. Subsection (1) of section 3 of the principal Act is amended by adding after the definition "Prescribed date" a definition as follows—

"the Chairman" in relation to the Tribunal means the person appointed to the office of Chairman of the Tribunal and includes a District Court Judge appointed pursuant to the District Court of Western Australia Act, 1969, acting as the Chairman of the Tribunal pursuant to this Act and a person appointed under subsection (14) of section 16 of this Act, to act as such Chairman; .

Amendment
to s. 16.
(Establish-
ment of
Third Party
Claims
Tribunal.)

3. Section 16 of the principal Act is amended—

(a) by adding after subsection (13) subsections as follows—

(13a) Any District Court Judge may, at the request of the Chairman and with the consent of the Chairman of Judges under the District Court of Western Australia Act, 1969, act in the place of the Chairman, notwithstanding that the first-mentioned Chairman is not absent and is able to perform the duties of his office of Chairman.

(13b) A District Court Judge who acts as the Chairman pursuant to subsection (13a) of this section—

- (a) is, while he so acts, a member of the Tribunal and has the same powers and may exercise the same jurisdiction as the Chairman;
- (b) is not entitled to be paid any remuneration under this section;
- (c) constitutes, together with one nominee member or both nominee members, the Tribunal;

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- (d) is not subject to subsection (16) or (17) of this section;
- (e) may sit in chambers concurrently with the Chairman. .