METROPOLITAN MARKET.

No. 73 of 1969.

AN ACT to amend the Metropolitan Market Act, 1926-1962.

[Assented to 7th November, 1969.]

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:—

Short title and citation.

1. (1) This Act may be cited as the *Metropolitan Market Act Amendment Act, 1969.*

Vol. 15 the Reprinted Acts. Approved for reprint 30th June, 1960 and further amended by Act No. 31 of 1962.

(2) In this Act the Metropolitan Market Act, 1926-1962, is referred to as the principal Act.

(3) The principal Act as amended by this Act may be cited as the Metropolitan Market Act, 1926-1969.

2. The principal Act is amended by inserting S. 1A added.
after section 1 a section as follows—

> 1A. In this Act unless the contrary intention Definition.
> appears—
>
>> "owner" in relation to a vehicle means the
>> person who is the holder of the
>> requisite vehicle license under the
>> Traffic Act, 1919, in respect of the
>> vehicle, or, if the vehicle is not licensed
>> under that Act, the person who owns
>> the vehicle or is entitled to the
>> possession of the vehicle. .

3. Section ten of the principal Act is amended S. 10 amended.
by adding, immediately after the word, "Act", being
the last word in the section, the passage, "and, in
particular, may appoint inspectors to exercise such
powers as may be prescribed".

4. Section thirteen of the principal Act is S. 13 amended.
amended by adding, after paragraph (4) of sub-
section (1), the following paragraphs—

> (4a) Regulating vehicular and pedestrian traffic
> in the market or any branch of the market
> and prohibiting or regulating the parking
> or standing of vehicles or vehicles of a
> specified class in all parts, or in any
> specified part, of the market or a branch
> of the market, at all times or at specified
> times;
>
> (4b) Providing for the erection of, and requiring
> obedience to the directions of traffic signs,
> relating to the movement of vehicles or
> persons and the standing or parking of
> vehicles, within the market or any branch
> of the market;
>
> (4c) Empowering an inspector to require of a
> person reasonably believed to have com-
> mitted an offence against the by-laws his
> name and address; and providing an
> offence for the refusal or failure to comply
> with such a requirement;

(4d) Prescribing the method and means by which charges or penalties prescribed by any by-law may be paid, collected or recovered, including the period within which a person, after being served with a notice of an offence alleged to have been committed by him, may pay to the Clerk of Petty Sessions, Perth the penalty or modified penalty prescribed for that offence;

(4e) Prescribing the method of notifying a person alleged to have committed an offence against the by-laws of the allegation and how the offence may be dealt with; and prohibiting the removal by any person other than the driver or person in charge of a vehicle of any prescribed notice affixed to or left in or upon the vehicle by an inspector;

(4f) Providing that, where an allegation is in respect of an offence of which the parking, standing or leaving of a vehicle is an element, a notice of the offence may be addressed to the owner of the vehicle in respect of which the offence is alleged, without naming him, and be affixed to or left in or upon the vehicle and that, where the prescribed penalty for that offence is not paid within the prescribed period, the owner of the vehicle is deemed, in the absence of proof to the contrary, to have committed the offence;

(4g) Exempting any person or vehicle or class of person or class of vehicle from complying with any by-law prohibiting or limiting the parking or standing of vehicles generally or otherwise and authorising a specified officer of the Trust to waive the prosecution of a person for an offence against the by-laws;

(4h) Prescribing forms for use under the by-laws;   .