

NORTHERN TERRITORY OF AUSTRALIA
TRAFFIC AMENDMENT ACT (NO. 2) 1998

No. 99 of 1998

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NORTHERN TERRITORY OF AUSTRALIA

No. 99 of 1998

AN ACT

to amend the *Traffic Act*

[Assented to 29 December 1998]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Traffic Amendment Act (No. 2) 1998*.

2. COMMENCEMENT

This Act comes into operation on the commencement of the *Motor Vehicles Amendment Act (No. 2) 1998*.

3. PRINCIPAL ACT

The *Traffic Act* is in this Act referred to as the Principal Act.

4. DRIVING WHILE NOT LICENSED

Section 32 of the Principal Act is amended by omitting subsection (1)(b) and substituting the following:

"(b) if —

- (i) that person is disqualified from holding a licence in a State or another Territory of the Commonwealth, during the period that the disqualification is in force; or
- (ii) the Registrar has revoked or suspended the person's entitlement to drive a motor vehicle under section 101B of the *Motor Vehicles Act*, during the period that the revocation or suspension is in force."

5. DRIVING UNREGISTERED VEHICLE

Section 33 of the Principal Act is amended —

- (a) by omitting from subsection (4) "unless" and substituting "unless that person complies with the conditions, restrictions or limitations (if any) imposed in respect of its registration in the country, State or Territory of the Commonwealth where it is registered and";
- (b) by inserting after subsection (4) the following:

"(4A) For the purposes of subsection (1), a motor vehicle is to be deemed to be not registered, notwithstanding that it is registered under a law of another country or of a State or another Territory of the Commonwealth relating to the registration of motor vehicles, where it is being driven in contravention of a condition, restriction or limitation imposed in respect of its registration in that country, State or Territory."; and

- (c) by omitting from subsections (5) and (6) "another State or Territory" and substituting "a State or another Territory".

6. DRIVING UNREGISTERED HEAVY VEHICLE

Section 33A of the Principal Act is amended —

- (a) by omitting from subsection (7) "unless" and substituting "unless that person is driving the heavy vehicle in compliance with the conditions, restrictions or limitations (if any) imposed in respect of its registration in the country, State or Territory of the Commonwealth where it is registered and"; and

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- (b) by inserting after subsection (7) the following:

"(7A) For the purposes of subsection (1), a heavy vehicle that is a visiting motor vehicle is to be deemed to be not registered, notwithstanding that it is registered under a law of another country or of a State or another Territory of the Commonwealth relating to the registration of heavy vehicles, where it is being driven in contravention of a condition, restriction or limitation imposed in respect of its registration in that country, State or Territory."

7. REPEAL AND SUBSTITUTION

Section 35 of the Principal Act is repealed and the following substituted:

"35. DRIVING MOTOR VEHICLE REGISTERED ON CONDITIONS, &c.

"(1) If the Registrar has under the *Motor Vehicles Act* registered or renewed the registration of a motor vehicle subject to conditions, a person driving the motor vehicle must comply with those conditions.

"(2) If the Registrar has under section 102A of the *Motor Vehicles Act* endorsed on a certificate of registration a direction that the motor vehicle is not to be driven except between the times specified in the endorsement, a person driving the motor vehicle must comply with the direction."
