

THE NORTHERN TERRITORY OF AUSTRALIA

No. 20 of 1981

AN ACT

To amend the Traffic Act

[Assented to 27 February 1981]

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 1981.

2. PRINCIPAL ACT

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

3. COMMENCEMENT

This Act shall come into operation on 1 March 1981.

4. DEFINITIONS

Section 5 of the Principal Act is amended by inserting after the definition of "stop line" the following:

"'terminating carriageway' means a carriageway which at an intersection meets another road but does not continue through and beyond that other road;"

5. GIVING WAY TO VEHICLES ON RIGHT AT INTERSECTIONS

Section 35J of the Principal Act is amended -

(a) by inserting in sub-section (1) after "sub-section (2)" the words "and sections 35K and 35P"; and

(b) by omitting sub-section (2)(a) and substituting the following:

"(a) where the public street on his right is a terminating carriageway;"

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6. NEW SECTION

The Principal Act is amended by inserting after section 35J the following:

"35JA. VEHICLE ON TERMINATING CARRIAGEWAY TO GIVE WAY

"(1) Subject to sub-section (3), where -

- (a) a motor vehicle on a public street which is a terminating carriageway is approaching the intersection of that public street and another public street;
- (b) another motor vehicle is approaching the same intersection from either direction along the other public street; and
- (c) the circumstances are such that there is a reasonable possibility that the motor vehicles might arrive at the same point simultaneously or a dangerous situation might otherwise be created,

the driver of the first-mentioned motor vehicle shall either -

- (d) decrease the speed of his motor vehicle to such an extent; or
- (e) stop his motor vehicle for such time,

as is necessary to avoid that possibility or situation.

"(2) The driver of a motor vehicle who has decreased the speed of, or stopped, his motor vehicle in accordance with sub-section (1)(d) or (e) shall not proceed into an intersection while -

- (a) another vehicle is approaching the intersection from another public street or is within the intersection; and
- (b) the circumstances are such that, if he so proceeds, there is a reasonable possibility that the vehicles might arrive at the same point simultaneously or a dangerous situation might otherwise be created.

"(3) This section does not apply in relation to the driver of a motor vehicle approaching an intersection along a terminating carriageway where -

- (a) the traffic at the intersection is controlled by traffic lights;
- (b) the traffic at the intersection is controlled by a member of the Police Force in uniform; or
- (c) there is erected, placed or displayed on, or in the immediate vicinity of, the terminating carriageway a traffic sign or traffic signal indicating that traffic entering the other public

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street from the terminating carriageway shall have the right of way over the traffic proceeding along that other public street."

7. GIVE-WAY TRAFFIC SIGNS

Section 35K of the Principal Act is amended by adding the following:

"(2) The driver of a motor vehicle who has decreased the speed of, or stopped, his motor vehicle in accordance with subsection (1)(d) or (e) shall not proceed into an intersection while -

- (a) another vehicle is approaching the intersection from another public street or is within the intersection; and
- (b) the circumstances are such that, if he so proceeds, there is a reasonable possibility that the vehicles might arrive at the same point simultaneously or a dangerous situation might otherwise be created."

