

Serial 79

Learners and Provisional Drivers Legislation Amendment Bill 2006

Ms Carney

**A BILL  
for  
AN ACT**

to amend the *Motor Vehicles Act* and *Traffic Regulations* in relation to learners  
and provisional drivers

NORTHERN TERRITORY OF AUSTRALIA  
LEARNERS AND PROVISIONAL DRIVERS LEGISLATION AMENDMENT  
ACT 2006

---

Act No. [ ] of 2006

---

TABLE OF PROVISIONS

Section

PART 1 – PRELIMINARY MATTERS

1. Short title

PART 2 – AMENDMENT OF *MOTOR VEHICLES ACT*

2. Act amended
3. Amendment of section 5 (Interpretation)
4. Amendment of section 10A (Provisional licence)

PART 2 – AMENDMENT OF *TRAFFIC REGULATIONS*

5. Regulations amended
6. Amendment of regulation 12 (Learners driving motor vehicles)
7. Amendment of regulation 14 (Provisional drivers driving motor vehicles)



# NORTHERN TERRITORY OF AUSTRALIA

---

Act No. [ ] of 2006

---

## AN ACT

to amend the *Motor Vehicles Act* and *Traffic Regulations* in relation to learners and provisional drivers

[Assented to [ ] 2006]  
[Second reading [ ] 2006]

The Legislative Assembly of the Northern Territory enacts as follows:

### PART 1 – PRELIMINARY MATTERS

**1. Short title**

This Act may be cited as the *Learners and Provisional Drivers Legislation Amendment Act 2006*.

### PART 2 – AMENDMENT OF *MOTOR VEHICLES ACT*

**2. Act amended**

This Part amends the *Motor Vehicles Act*.

**3. Amendment of section 5 (Interpretation)**

Section 5(1)

*insert (in alphabetical order)*

"provisional licence" means a licence granted under section 10 because of section 10A;

**4. Amendment of section 10A (Provisional licence)**

Section 10A(2)

*omit, substitute*

(2) A provisional licence granted to a person remains provisional for a period of:

(a) one year if the person is at least 25 years old when granted the provisional licence; or

(b) 3 years if the person is less than 25 years old when granted the provisional licence.

(3) A provisional licence must not be granted to a person unless the person:

(a) has driven a motor vehicle as a learner in accordance with regulation 12 of the *Traffic Regulations* for at least a total of 120 hours in the 12 months immediately preceding the application for the licence; and

(b) has maintained a record of those hours in the approved form; and

(c) has given a copy of the record to the Registrar.

(4) Subsection (3) does not limit the matters that must be taken into account in granting a provisional licence.

(5) Without limiting what must be included in the record, the record must be certified by each licence holder occupying a front seat of the vehicle driven by the person when accumulating those hours.

(6) In this section:

"licence holder" means a person who:

(a) is at least 18 years of age; and

(b) holds a licence other than a permit licence mentioned in section 9 or a provisional licence.

**PART 2 – AMENDMENT OF *TRAFFIC REGULATIONS***

**5. Regulations amended**

This Part amends the *Traffic Regulations*.

**6. Amendment of regulation 12 (Learners driving motor vehicles)**

After regulation 12(10)

*insert*

(11) A learner must not drive a vehicle that is towing another vehicle.

**7. Amendment of regulation 14 (Provisional drivers driving motor vehicles)**

After regulation 14(3)

*insert*

(4) A provisional driver must not drive a vehicle that is towing another vehicle.

(5) A provisional driver must not, at any time between 10 pm at night and 5 am in the morning, drive a vehicle that is occupied by more than one other person.

---

---