

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1990, No. 33*

Regulations under the *Traffic Act*

I, JAMES HENRY MUIRHEAD, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Traffic Act*.

Dated 30 August 1990.

J.H. MUIRHEAD
Administrator

AMENDMENTS OF TRAFFIC REGULATIONS

1. OWNER ONUS

Regulation 64 of the Traffic Regulations is amended -

- (a) by omitting from subregulation (3)(b) -
 - (i) "a summons" and substituting "a courtesy letter under section 60C of the *Justices Act* or summons"; and
 - (ii) "the summons" and substituting "the courtesy letter or summons"; and
- (b) by omitting from subregulation (4) -
 - (i) "or a summons," and substituting "courtesy letter under section 60C of the *Justices Act* or summons"; and
 - (ii) "the summons" (twice occurring) and substituting "the courtesy letter or summons".

* Notified in the *Northern Territory Government Gazette* on 12 September 1990.

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3. PARKING INFRINGEMENT NOTICES

Regulation 65 of the Traffic Regulations is amended by omitting subregulation (4) and substituting the following:

"(4) Where a parking infringement notice has been served and, before the expiration of -

- (a) the specified period of 14 days or, where a competent authority so allows, at any time before the service of a summons in relation to the parking infringement, the specified penalty is paid in accordance with the notice and a statement, signed by the person on whom the notice was served or by the owner of the vehicle, to the effect that that person or owner does not wish the matter to be dealt with by a court is received by the competent authority; or
- (b) 14 days after the service of a courtesy letter under section 60C of the *Justices Act*, the infringement penalty, as defined in that Act, and the prescribed costs, if any, under that Act are paid,

the liability of a person in relation to the parking infringement shall be deemed to be discharged, no further proceedings shall be taken in relation to the parking infringement and no person shall be regarded as having been convicted for the parking infringement."

3. FORMS

Regulation 115 of the Traffic Regulations is amended -

- (a) by omitting from the table "by the Commissioner" (wherever occurring) and substituting "by the Commissioner under the Act"; and
- (b) by omitting from the table "by an analyst" and substituting "by an authorized analyst".

4. SCHEDULE 2

Schedule 2 to the Traffic Regulations is amended -

- (a) by omitting from Forms 2 and 8 "BREATH ANALYSIS" and substituting "OR PROVIDE A SAMPLE OF BREATH SUFFICIENT FOR COMPLETION OF BREATH ANALYSIS";
- (b) by omitting paragraph (c) from Form 8 and substituting the following:

"(c) I then prepared a Drager Alcotest 7110 for use -

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- (i) by providing an unused mouthpiece for use in providing the sample of the breath of the person who had been identified to me; and
 - (ii) by turning the instrument on and observing that the words "READY TO START" appeared on the display panel of the instrument;"; and
- (c) by omitting from Forms 1, 2, 7 and 8 "by the Commissioner" (wherever occurring) and substituting "by the Commissioner under the *Traffic Act*".
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