

TASMANIA

**TRAFFIC AND RELATED LEGISLATION
AMENDMENT BILL 2018**

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TRAFFIC AND RELATED LEGISLATION AMENDMENT BILL 2018

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

SHANE DONNELLY, *Clerk of the House*
27 September 2018

*(Brought in by the Minister for Infrastructure, the Honourable
Jeremy Page Rockliff)*

A BILL FOR

An Act to amend the *Traffic Act 1925* and the *Local Government (Highways) Act 1982*

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Traffic and Related Legislation Amendment Act 2018*.

2. Commencement

This Act commences on the day on which this Act receives the Royal Assent.

Traffic and Related Legislation Amendment Act 2018
Act No. of 2017

s. 3

Part 2 – Local Government (Highways) Act 1982 Amended

**PART 2 – LOCAL GOVERNMENT (HIGHWAYS) ACT
1982 AMENDED**

3. Principal Act

In this Part, the *Local Government (Highways) Act 1982** is referred to as the Principal Act.

4. Section 31 amended (Obstructions for prohibition or restriction of vehicular traffic)

Section 31 of the Principal Act is amended by omitting subsections (4), (5), (6) and (7) and substituting the following subsection:

- (4) This section does not apply to the installation of a road hump within the meaning of section 49A of the *Traffic Act 1925*.

*No. 57 of 1982

PART 3 – TRAFFIC ACT 1925 AMENDED

5. Principal Act

In this Part, the *Traffic Act 1925** is referred to as the Principal Act.

6. Section 49A substituted

Section 49A of the Principal Act is repealed and the following section is substituted:

49A. Installation of road humps

(1) In this section –

road authority means a person, body corporate or body politic responsible for designing, constructing, maintaining or managing roads;

road hump means a section of raised pavement constructed or placed in or on, and across or partly across, a road to restrict the speed of vehicles along that road.

(2) The Commission may issue written directions in relation to road humps, or proposed road humps, on public streets.

(3) A direction referred to in subsection (2) may be issued to the following:

*No. 38 of 1925

Traffic and Related Legislation Amendment Act 2018
Act No. of 2017

s. 6

Part 3 – Traffic Act 1925 Amended

- (a) a road authority;
 - (b) any other person or class of persons.
- (4) A road authority or person to whom a direction under subsection (2) is issued must comply with that direction.

Penalty: Fine not exceeding 10 penalty units.

Traffic and Related Legislation Amendment Act 2018
Act No. of 2017

Part 4 – Repeal of Act

s. 7

PART 4 – REPEAL OF ACT

7. Repeal of Act

This Act is repealed on the three hundred and sixty fifth day from the day on which it commences.