

House of Assembly—No 19

As laid on the table and read a first time, 13 October 2004

South Australia

**Road Traffic (Council Speed Zones) Amendment
Bill 2004**

A BILL FOR

An Act to amend the *Road Traffic Act 1961*.

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The Parliament of South Australia enacts as follows:

Part 1—Preliminary

1—Short title

This Act may be cited as the *Road Traffic (Council Speed Zones) Amendment Act 2004*.

5 2—Amendment provisions

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

Part 2—Amendment of *Road Traffic Act 1961*

3—Insertion of section 19B

10 After section 19A insert:

19B—Restrictions on placement of certain speed limit signs by councils

- 15 (1) A council must, within 6 months of the commencement of this section, remove or cause to be removed—
 - (a) any sign installed before the commencement of this section on, above or near a length of road under the care, control or management of the council indicating that a maximum speed of less than 50 kilometres per hour applies to drivers while driving on that length of road; and
 - 20 (b) any end speed-limit sign for that length of road, unless the Minister, on application by the council, approves the retention of the sign referred to in paragraph (a) for that length of road.

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- (2) A council must not, after the commencement of this section, install or caused to be installed a sign on, above or near a length of road under the care, control or management of the council indicating that a maximum speed of less than 50 kilometres per hour applies to drivers while driving on that length of road unless the Minister, on application by the council, approves the installation of the sign for that length of road.
- (3) An approval of the Minister under this section may be unconditional or subject to conditions specified by the Minister.
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- (4) If a council—
- (a) fails to remove a sign as required by subsection (1); or
 - (b) installs a sign in contravention of subsection (2),
- the Minister may direct the Commissioner of Highways to remove the sign and the Commissioner of Highways may recover, as a debt due from the council, any expenses incurred in removing the sign.
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- (5) This section does not apply in relation to a sign installed or displayed, or intended to be installed or displayed—
- (a) in relation to an area where persons are engaged in work or an area affected by works in progress; or
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 - (b) in relation to a part of a road temporarily closed to traffic under this or any other Act; or
 - (c) for any temporary purpose; or
 - (d) in relation to a school zone; or
 - (e) in circumstances prescribed by the regulations.
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- (6) In this section, *end speed-limit sign* and *school zone* have the same respective meanings as in the *Australian Road Rules*.