

**House of Assembly—No 97**

As laid on the table and read a first time, 25 February 2016

South Australia

**Road Traffic (Work Area Speed Limit Signs)  
Amendment Bill 2016**

A BILL FOR

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

---

## Contents

### Part 1—Preliminary

- 1 Short title
- 2 Amendment provisions

### Part 2—Amendment of *Road Traffic Act 1961*

- 3 Amendment of section 20—Duty to place and remove speed limit signs for work sites
  - 4 Amendment of section 22—Proof of lawful installation etc of traffic control devices
- 

**The Parliament of South Australia enacts as follows:**

## Part 1—Preliminary

### 1—Short title

5 This Act may be cited as the *Road Traffic (Work Area Speed Limit Signs) Amendment Act 2016*.

### 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*

### 10 3—Amendment of section 20—Duty to place and remove speed limit signs for work sites

- (1) Section 20(1)—after the definition of *public authority* insert:

*responsible officer* of a public authority means—

- 15 (a) if the authority consists of a single person (including a corporation sole but not any other body corporate)—that person; or
- (b) if the authority consists of an unincorporated board or committee—the presiding officer; or
- 20 (c) in any other case—the chief executive officer of the authority or a person designated by the regulations as responsible officer of the authority;

- (2) Section 20(3)—delete subsection (3) and substitute:

- 25 (3) Subject to subsection (4), a public authority that has placed signs on a road in accordance with this section indicating a maximum speed not exceeding 25 kilometres an hour must ensure that such signs are not in place on the road during any period during which workers are not engaged at the relevant work area.

(4) Subsection (3) does not apply in relation to a period during which workers are not engaged at the relevant work area—

- (a) if the period is less than 5 hours; or
- (b) if—

(i) the works being undertaken at the work area have not been completed and result in an unusually high level of hazard for persons using the road during that period; and

(ii) the Minister has consented to the signs remaining in place during that period.

(5) If subsection (3) is not complied with, the responsible officer of the public authority is guilty of an offence.

Maximum penalty: \$5 000.

(6) If a public authority has engaged a contractor to carry out works on a road on behalf of the authority—

(a) this section applies to the contractor in relation to those works in the same way as it applies to the authority; and

(b) if subsection (3) is not complied with, the contractor is guilty of an offence, punishable by a maximum penalty of \$5 000.

#### **4—Amendment of section 22—Proof of lawful installation etc of traffic control devices**

Section 22—after "other than an offence against" insert:

section 20 or