



ANNO SECUNDO

ELIZABETHAE II REGINAE

A.D. 1953

No. 36 of 1953.

An Act to amend the Road Traffic Act, 1934-1952.

[Assented to 17th December, 1953.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the " Road Traffic Act Amendment Act (No. 1), 1953". Short titles.
- (2) The Road Traffic Act, 1934-1952, as amended by this Act, may be cited as " Road Traffic Act, 1934-1953 ".
- (3) The Road Traffic Act, 1934-1952, is hereinafter referred to as " the principal Act ".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The provisions of this Act, other than paragraph (e) of section 5 shall come into operation on the first day of January, 1954. The said paragraph (e) of section 5 shall come into operation on the day on which this Act is assented to by the Governor. Operation of Act.

4. Section 4 of the principal Act is amended— Amendment of s. 4 of principal Act— Interpretation.
 - (a) by striking out in the definition of " commercial motor vehicle " the words " wholly or mainly adapted " and inserting in lieu thereof the words " constructed or adapted solely or mainly " ;

(b) by adding at the end of the definition of " commercial motor vehicle " the following passage :—

The expression " commercial motor vehicle " shall not include—

- (a) a vehicle which is fitted with an apparatus of the kind commonly known as a fork lift, and is constructed or adapted solely or mainly for lifting and moving goods by means of the fork lift ;
- (b) a vehicle which is fitted with a crane and is constructed or adapted solely or mainly for the lifting and moving of goods by means of the crane.

Amendment of s. 9 of principal Act—
Registration fees.

5. (a) Paragraphs (2), (3), (4), (5), and (6) of section 9 of the principal Act are repealed and the following paragraphs enacted in their place :—

(2) The registration fee for a motor bicycle not having a side car attached thereto shall be as follows :—

	£	s.	d.
If the weight of the motor bicycle does not exceed one hundredweight	1	10	0
If the weight of the motor bicycle exceeds one hundredweight	2	5	0
The registration fee for a motor bicycle having a side car attached thereto shall be	3	0	0

(3) The registration fee for a motor tricycle or motor trivan shall be as follows :—

	£	s.	d.
If the tricycle or trivan does not exceed 10 P.W.	3	0	0
If the tricycle or trivan exceeds 10 P.W...	5	0	0

(4) The registration fee for a commercial motor vehicle (not being a trivan or trailer) fitted with pneumatic tires shall be :—

	£	s.	d.
If the vehicle does not exceed 25 P.W.....	6	0	0
If the vehicle exceeds 25 P.W. but does not exceed 30 P.W.....	8	0	0
If the vehicle exceeds 30 P.W. but does not exceed 35 P.W.	10	0	0
If the vehicle exceeds 35 P.W. but does not exceed 40 P.W.	12	0	0

If the vehicle exceeds 40 P.W. but does not exceed 45 P.W.	14	0	0
If the vehicle exceeds 45 P.W. but does not exceed 50 P.W.	16	0	0
If the vehicle exceeds 50 P.W. but does not exceed 55 P.W.	18	0	0
If the vehicle exceeds 55 P.W. but does not exceed 60 P.W.	20	0	0
If the vehicle exceeds 60 P.W. but does not exceed 65 P.W.	22	0	0
If the vehicle exceeds 65 P.W. but does not exceed 70 P.W.	24	0	0
If the vehicle exceeds 70 P.W. but does not exceed 75 P.W.	26	0	0
If the vehicle exceeds 75 P.W. but does not exceed 80 P.W.	29	0	0
If the vehicle exceeds 80 P.W. but does not exceed 85 P.W.	32	0	0
If the vehicle exceeds 85 P.W. but does not exceed 90 P.W.	35	0	0
If the vehicle exceeds 90 P.W. but does not exceed 95 P.W.	38	0	0
If the vehicle exceeds 95 P.W. but does not exceed 100 P.W.	41	0	0
If the vehicle exceeds 100 P.W. but does not exceed 105 P.W.	44	0	0
If the vehicle exceeds 105 P.W. but does not exceed 110 P.W.	47	0	0
If the vehicle exceeds 110 P.W. but does not exceed 115 P.W.	50	0	0
If the vehicle exceeds 115 P.W. but does not exceed 120 P.W.	53	0	0
If the vehicle exceeds 120 P.W. but does not exceed 125 P.W.	56	0	0
If the vehicle exceeds 125 P.W. but does not exceed 130 P.W.	59	0	0
For every additional 5 P.W. or part thereof	3	0	0

Where the trailer consists of a machine, which is mounted on wheels and is constructed or adapted for being drawn by a motor vehicle, the fee shall be fifty per centum of the amount which would otherwise be payable under this section.

(6a.) If a motor vehicle (other than a motor tractor registrable at a reduced fee under paragraph 10 of this section) is propelled by a compression ignition engine, the fee for the registration thereof shall be double the amount otherwise payable under this section.

(6b.) The fees previously set out in this section are those payable for a full period of twelve months. If any registration is effected for a period of six months, the fee for registration shall be fifty-two and a half per centum of that which would be payable for the full period of twelve months.

(6c.) If the motor vehicle has all or any of its wheels fitted with rubber tires other than pneumatic tires the fee shall be at such one of the above rates as is applicable, plus 50 per centum thereof.

If the motor vehicle has all or any of its wheels fitted with metal tires the fee shall be at such one of the above rates as is applicable, plus one hundred per centum thereof.

(b) Paragraph (7) of section 9 of the principal Act is amended—

(i.) by inserting after the words “commercial motor vehicle” in the third line the words “or tractor”;

(ii.) by adding at the end thereof the following passage:—

In this paragraph the words “carry”, “carrying”, and “carriage” shall respectively include haul, hauling and haulage.

(c) Paragraph (10) of section 9 of the principal Act is amended by adding at the end thereof the following words, “but a person shall not be entitled to a concession under this paragraph and under paragraph (7) of this section in respect of the same tractor”.

(d) Paragraph (13) of section 9 of the principal Act is amended by inserting therein after the word “organisation” in the third and fourth lines of subparagraph (a) the words “or by a municipal or district council”.

(e) Paragraph 13 of section 9 of the principal Act is amended by inserting therein after subparagraph (c1) the following subparagraph:—

(c2) any motor vehicle owned by the Renmark Irrigation Trust and used solely or mainly in connection with

the construction or maintenance of all or any of the following works, namely, roads, irrigation channels, irrigation drains and other works for irrigation or drainage of the trust's area.

(f) Paragraph (13) of section 9 of the principal Act is amended by adding at the end thereof the following sub-paragraph:—

(i) any electrically or mechanically propelled invalid's chair.

Repeal of
s. 9a of
principal Act—
Expired
provision.

6. Section 9a of the principal Act is repealed.

Amendment of
s. 9d of
principal Act—
Consequential
amendment.

7. Section 9d of the principal Act is amended by striking out the proviso to subsection (2) thereof.

Repeal of
s. 10 of
principal Act—
Vehicles of
British origin.

8. Section 10 of the principal Act is repealed.

Amendment of
s. 10b of
principal Act—
Concessions to
incapacitated
ex-servicemen.

9. Section 10b of the principal Act is amended—

(a) by striking out the word "half" in the seventeenth line of subsection (1) and inserting in lieu thereof the words "one-third":

(b) by striking out the figure "(6)" in the eighteenth line of subsection (1) and inserting in lieu thereof the figure "(5)":

(c) by adding after the word "inclusive" in the eighteenth line of subsection (1) the expression "and paragraphs (6a), (6b) and (6c)":

(d) by striking out the expression "sections 9a, 9b, and 10" in the last line of subsection (1) and inserting in lieu thereof the expression "section 9b"

Amendment of
s. 20 of
principal Act—
Transfer of
registration.

10. Section 20 of the principal Act is amended by striking out the words "two shillings and sixpence" in the third line of subsection (2) and inserting in lieu thereof the words "ten shillings".

Amendment of
s. 21 of
principal Act—
Consequential
amendments.

11. Section 21 of the principal Act is amended by striking out the words "two shillings and sixpence" in the eleventh line of subsection (4) and in the thirteenth and fourteenth lines of subsection (4a) and inserting in lieu thereof in each case the words "ten shillings".

12. Section 27 of the principal Act is amended as follows :—

Amendment of
s. 27 of
principal Act—
Trader's
plates.

(a) The first nine lines of subsection (6) are struck out and the following passage inserted in lieu thereof :—

(6) The fee for the issue or extension of operation of—

(a) each pair of general trader's plates shall be sixteen pounds :

(b) each pair of limited trader's plates shall be two pounds :

(b) The word " five " in the fifth line of subsection (9) is struck out and the word " ten " inserted in lieu thereof.

13. Section 27a of the principal Act is repealed.

Repeal of
s. 27a of
principal Act—
Expired
provision.

14. Section 31 of the principal Act is amended as follows :—

Amendment of
s. 31 of
principal Act—
Driver's
licence.

(a) The words " ten shillings " in the third line of subsection (2) are struck out and the words " one pound " are inserted in lieu thereof :

(b) The word " five " in the fourth line of subsection (2) is struck out and the word " ten " inserted in lieu thereof :

(c) Paragraph (c) of subsection (2) is struck out :

(d) The following proviso is inserted at the end of subsection (2) :—

Provided that—

(i.) A licence to drive an electrically or mechanically propelled invalid chair only shall be issued without fee :

(ii.) The fee for any licence issued to a person who as a result of his service in a naval, military or air force is totally and permanently incapacitated, or has lost a leg or foot, or receives a pension under the Repatriation Act, 1920-1951, at the rate for total incapacity, or by reason of impairment of his power of locomotion receives a pension under the Repatriation Act, 1920-1951, of the Commonwealth of not less than seventy-five per centum of

the pension payable for total incapacity shall be—

- (i.) for a licence to drive a motor vehicle of any kind, ten shillings :
 - (ii.) for a licence to drive a motor cycle only, five shillings :
- (e) The word “ five ” in the last line of subsection (4) is struck out and the word “ ten ” inserted in lieu thereof.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

R. A. GEORGE, Governor.