



AUSTRALIAN CAPITAL TERRITORY

## Motor Traffic (Amendment) Act (No. 4) 1989

No. 21 of 1989

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### **An Act to amend the *Motor Traffic Act 1936***

[Notified in ACT Gazette S36: 22 November 1989]

The Legislative Assembly for the Australian Capital Territory enacts as follows:

#### **Short title**

1. This Act may be cited as the *Motor Traffic (Amendment) Act (No. 4) 1989*.

#### **Principal Act**

2. In this Act, “Principal Act” means the *Motor Traffic Act 1936*.<sup>1</sup>

#### **Interpretation**

3. Section 4 of the Principal Act is amended—

(a) by inserting after the definition of “passenger car derivative” in subsection (1) the following definitions:

“ ‘pedestrian’ includes a person—

(a) in a perambulator or similar carriage;

- (b) in a device designed for use as a toy; or
- (c) in a wheelchair;

‘pedestrian crossing’ means a portion of a public street—

- (a) defined by road markings marked laterally across or partly across the carriageway comprising a series of white stripes alternating with areas of the surface of the carriageway with each stripe lying longitudinally to the public street; and
- (b) indicated by a traffic sign inscribed with the word “CROSSING”;

and includes the areas of the surface of the carriageway lying between those white stripes;”;

- (b) by adding “or a wheelchair” at the end of the definition of “vehicle” in subsection (1); and
- (c) by adding at the end of subsection (1) the following definition:

“ ‘wheelchair’ means a carriage—

- (a) that is specially designed and constructed for use by a person suffering from a physical defect or disability; and
- (b) that, if designed to use a form of power other than human power as the principal means of propulsion, is not capable of travelling, by means of that form of power, at a speed exceeding 7 kilometres per hour.”.

### **Pedestrian crossing**

4. Section 126 of the Principal Act is amended by omitting subsection (3).

### **Other parking offences**

5. Section 158 of the Principal Act is amended by omitting paragraphs (1) (i) and (j) and substituting the following paragraphs:

- “(i) on a pedestrian crossing;
- (j) within 6 metres of a pedestrian crossing;”.

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**NOTE**

1. Ordinance No. 45, 1936 as amended to date. For previous amendments *see* Note 2 to Ordinance No. 6, 1989 and *see also* Ordinance Nos. 6, 8, 21 and 38, 1989; Act No. 20, 1989.

*[Presentation speech made in Assembly on 28 September 1989.]*

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