

2008

THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Mr Bill Stefaniak)

Road Transport (Third-Party Insurance) Amendment Bill 2008

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Road Transport (Third-Party Insurance) Amendment Bill 2008

A Bill for

An Act to amend the *Road Transport (Third-Party Insurance) Act 2008*

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

1 **1 Name of Act**

2 This Act is the *Road Transport (Third-Party Insurance) Amendment*
3 *Act 2008*.

4 **2 Commencement**

5 (1) This Act (other than section 5) commences on the day after its
6 notification day.

7 (2) Section 5 commences on the commencement of the *Road Transport*
8 *(Third-Party Insurance) Act 2008*, section 86 (Time for giving
9 notice of claim—nominal defendant).

10 *Note* The naming and commencement provisions automatically commence on
11 the notification day (see Legislation Act, s 75 (1)).

12 **3 Legislation amended**

13 This Act amends the *Road Transport (Third-Party Insurance)*
14 *Act 2008*.

15 **4 Section 2**

16 *substitute*

17 **2 Commencement**

18 This Act commences on 1 March 2009.

19 *Note* The naming and commencement provisions automatically commence on
20 the notification day (see Legislation Act, s 75 (1)).

1 **5 Time for giving notice of claim—nominal defendant**
2 **Section 86 (2) and note**

3 *substitute*

- 4 (2) The notice of claim must be given under section 84 not later than—
5 (a) 3 months after the day the motor accident for the motor
6 accident claim happened; or
7 (b) if the court orders a later day under subsection (2A)—the day
8 ordered.

9 *Note* However, the time for giving a notice of claim for a claimant with a
10 legal disability begins on the day after the day the claimant's legal
11 disability ends (see s 98).

- 12 (2A) A court may, on application, order that a notice of claim under
13 section 84 may be given on a day more than 3 months after the day
14 the motor accident for the motor accident claim happened if
15 satisfied that the later day is reasonable in the circumstances of the
16 case.

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 2008.

2 Notification

Notified under the Legislation Act on 2008.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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