

Information Notice

Act Title	Road Safety Act 1986
Information Title:	Retrospective Commencement
Version:	140

The insertion of section 103ZD of the **Road Safety Act 1986** by section 20 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011**, No. 32/2011 came into operation on 30 June 2011.

Section 20 reads as follows:

20 New section 103ZD inserted

After section 103ZC of the **Road Safety Act 1986** insert—

"103ZD Transitional provision—Road Safety Amendment (Hoon Driving and Other Matters) Act 2011

- (1) Sections 84S, 84T and 84U as amended by section 12 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** apply to—
 - (a) previous relevant offences committed on or after the commencement of section 12 of that Act; and
 - (b) previous relevant offences committed before the commencement of section 12 of that Act if the most recent relevant offence is alleged to have been committed on or after the commencement of section 12 of that Act.
- (2) For the purposes of subsection (1), if a relevant offence is alleged to have been committed between 2 dates, one before and one after the commencement of section 12 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011**, the relevant offence is alleged to have been committed before the commencement of section 12 of that Act.
- (3) Section 84TA as inserted by section 13 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to an impoundment or immobilisation order or a forfeiture order made on or after the commencement of section 13 of that Act, irrespective of when the offence is alleged to have been committed.
- (4) Section 84WA as inserted by section 14 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to a notice under section 84W(1) served on or after the commencement of section 14 of that Act, irrespective of when the offence is alleged to have been committed.

- (5) Section 84ZQB as inserted by section 15 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to a notice under section 84ZQA(1) given on or after the commencement of section 15 of that Act, irrespective of when the offence is alleged to have been committed.
- (6) Section 84ZQC as inserted by section 15 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to the vesting of a motor vehicle under section 84ZQ(4) on or after the commencement of section 15 of that Act, irrespective of when the offence is alleged to have been committed.
- (7) Section 84ZUA as inserted by section 16 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to a notice under section 84ZU(1) given on or after the commencement of section 16 of that Act, irrespective of when the offence is alleged to have been committed.
- (8) Section 84ZWA as inserted by section 17 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to a disposal order made on or after the commencement of section 17 of that Act, irrespective of when the offence is alleged to have been committed.
- (9) Section 84ZY as inserted by section 18 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to any motor vehicle that is subject to impoundment, immobilisation or forfeiture on or after the commencement of section 18 of that Act, irrespective of when impoundment, immobilisation or forfeiture occurred.
- (10) Section 89D(1A) as amended by section 19 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** applies to a drug-driving infringement alleged to have been committed on or after the commencement of section 19 of that Act.
- (11) For the purposes of subsection (10), if a drug-driving infringement is alleged to have been committed between 2 dates, one before and one after the commencement of section 19 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011**, the drug-driving infringement is alleged to have been committed before the commencement of section 19 of that Act."

Section 20 of the **Road Safety Amendment (Hoon Driving and Other Matters) Act 2011** was amended by section 3(Schedule item 45.1) of the **Statute Law Revision Act 2012**, No. 43/2012. Section 3(Schedule item 45.1) is deemed to have come into operation on 29 June 2011.

Schedule item 45.1 reads as follows:

45 Road Safety Amendment (Hoon Driving and Other Matters) Act 2011

45.1 In section 20, for "section 103ZC" substitute "section 103ZB".