

## LEGISLATIVE COUNCIL

## ROAD SAFETY AND OTHER LEGISLATION AMENDMENT BILL 2019

(Amendments and New Clause to be proposed in Committee by Mr O'DONOHUE)

1. Insert the following New Clause to follow clause 3—
 

**'3A Power of court to cancel, suspend or vary licences and permits**

(1) After section 28(1)(a) of the **Road Safety Act 1986** insert—

"(ab) in the case of an offence—

  - (i) against section 65A or 68, must suspend all driver licences and learner permits held by that person for such time as the court thinks fit; or
  - (ii) against regulation 47(2) of the Road Safety (Drivers) Regulations 2019, must suspend all driver licences and learner permits held by that person for a period of 3 months."

(2) In section 28(1)(b) of the **Road Safety Act 1986**, after "paragraph (a)" insert "or (ab)".
  2. Clause 7, page 11, line 2, after "**certain speeding**" insert "**and other**".
  3. Clause 7, page 11, line 4, after "**certain speeding**" insert "**and other**".
  4. Clause 7, page 11, after line 12 insert—
 

"(2) If a person is charged by a police officer with a relevant driving offence, any police officer, by written notice, may suspend the driver licence or learner permit of the person at any time after the filing of the charge-sheet charging the relevant driving offence until the charge has been determined."
  5. Clause 7, page 11, line 13, omit "(2)" and insert "(3)".
  6. Clause 7, page 11, after line 13 insert—
 

**"relevant driving offence** means an offence against section 65A or 68 or regulation 47(2) of the Road Safety (Drivers) Regulations 2019;"
  7. Clause 7, page 11, line 20, after "speed limit" insert "or, in the case of the holder of a learner permit or probationary driver licence, at a speed of 30 kilometres per hour or more over the applicable speed limit".
  8. Clause 7, page 11, line 30, after "speed limit" insert "or, in the case of the holder of a learner permit or probationary driver licence, at a speed of 30 kilometres per hour or more over the applicable speed limit".