



ANNO TRICESIMO SEXTO

**ELIZABETHAE II REGINAE**

**A.D. 1987**

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**No. 82 of 1987**

**An Act to amend the Road Traffic Act, 1961.**

*[Assented to 26 November 1987]*

The Parliament of South Australia enacts as follows:

1. (1) This Act may be cited as the "Road Traffic Act Amendment Act (No. 2), 1987". Short title.

(2) The Road Traffic Act, 1961, is in this Act referred to as "the principal Act".

2. Section 141 of the principal Act is amended—

(a) by striking out from paragraph (b) of subsection (4) "a rear vision mirror or";

and

(b) by inserting after paragraph (b) of subsection (4) the following paragraph:

(c) a rear vision mirror projecting not more than the prescribed distance from either side of the vehicle, will not be taken into account.

Amendment of  
s. 141—  
Width of vehicles.

3. Section 152 of the principal Act is repealed and the following section is substituted:

152. (1) A member of the police force or an inspector may, for the purposes of determining any of the masses to which this Act relates, direct the driver or other person in charge of a vehicle—

Directions to  
driver, etc.

(a) to drive the vehicle or cause it to be driven forthwith—

(i) to a place at which a weighbridge or other instrument for determining mass is located;

or

(ii) to a particular place convenient for using an instrument for determining mass;

and

(b) to do such things as are reasonably necessary to enable the masses in question to be determined.

(2) A member of the police force or an inspector may not give a direction under subsection (1) in relation to a vehicle that is not on a road unless he or she has reasonable grounds to believe that the vehicle has been driven on a road in contravention of a provision of this Act relating to mass.

(3) A person who—

(a) fails to comply with a direction under subsection (1);

or

(b) leaves a vehicle unattended for the purpose of avoiding a direction under subsection (1),

is guilty of an offence.

Penalty: For a first offence—not less than \$5 000 and not more than \$10 000.

For a second or subsequent offence—not less than \$10 000 and not more than \$20 000.

(4) A court may not reduce or mitigate in any way a minimum penalty prescribed by subsection (3).

(5) Where a court convicts a person of an offence against this section, the court may order that the person be disqualified from holding or obtaining a driver's licence for a period not exceeding three months.

(6) A disqualification under subsection (5) operates to cancel the person's driver's licence as from the commencement of the period of disqualification.

(7) Subject to subsection (8), the place to which a vehicle may be required to be driven pursuant to this section must not be more than eight kilometres from the place at which the vehicle is located when the direction is given.

(8) If there are reasonable grounds for believing that the driver of the vehicle intends in the ordinary course of the journey to travel along a particular road, the vehicle may be required to be driven any distance further along that road to a place that is not more than eight kilometres from either side of the road.

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

D. B. DUNSTAN, Governor