



ANNO TRICESIMO SEXTO

ELIZABETHAE II REGINAE

A.D. 1987

No. 12 of 1987

An Act to amend the Motor Vehicles Act, 1959, and to make a related amendment to the Local Government Act, 1934.

[Assented to 9 April 1987]

The Parliament of South Australia enacts as follows:

Short title.

1. (1) This Act may be cited as the "Motor Vehicles Act Amendment Act, 1987".

(2) The Motor Vehicles Act, 1959, is in this Act referred to as "the principal Act".

Amendment of
s. 37—
Registration fees
for vehicles in
outer areas.

2. Section 37 of the principal Act is amended—

(a) by inserting after paragraph (a) of subsection (1) the following paragraphs:

(ab) the area of the District Council of Coober Pedy;

(ac) the area of the District Council of Roxby Downs;;

and

(b) by striking out from paragraph (b) of subsection (1) "district council district" and substituting "a district council area".

Repeal of s. 98pc
and substitution
of new section.

3. Section 98pc of the principal Act is repealed and the following section is substituted:

The Towtruck
Tribunal.

98pc. (1) There will be a tribunal entitled the "Towtruck Tribunal".

(2) The Tribunal will consist of three members of whom—

(a) one (the presiding member) will be—

(i) a District Court Judge nominated by the Senior District Court Judge;

(ii) a Magistrate nominated by the Chief Magistrate;

or

- (iii) a legal practitioner of not less than seven years standing appointed by the Governor;

and

- (b) two will be appointed by the Governor on the nomination of the Minister and of these—

- (i) one will be selected from a panel of three submitted by the Motor Trade Association of South Australia Incorporated (unless the association, after being requested to do so by the Minister, fails to submit such a panel);

and

- (ii) the other will be a person who has, in the Minister's opinion, appropriate knowledge of the towtruck industry.

(3) A District Court Judge or a magistrate will not be nominated to the position of presiding member of the Tribunal unless the Minister, by notice in writing to the Senior Judge or the Chief Magistrate, indicates a desire to have the position filled from the judiciary or the magistracy.

(4) A member of the Tribunal who is appointed by the Governor will be appointed for a term not exceeding three years and will, on the expiration of a term of appointment, be eligible for re-appointment.

(5) A member of the Tribunal may have a deputy to act in his or her absence and the provisions applicable to nomination, selection and appointment of members extend to deputies.

(6) A member (or deputy member) of the Tribunal is entitled to such allowances and expenses (if any) as the Governor may determine.

4. The Local Government Act, 1934, is amended by striking out paragraph (c) and the word "and" preceding that paragraph from subsection (3) of section 883.

Amendment of
Local
Government Act,
1934.

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

D. B. DUNSTAN, Governor