

LEGISLATIVE COUNCIL

Read 1° 20 November 1990

(Brought in by the Honourable B. T. Pullen)

A BILL

to amend the **Road Safety Act 1986** with respect to certificate evidence and for other purposes.

Road Safety (Certificates) Act 1990

The Parliament of Victoria enacts as follows:

1. *Purpose*

The purpose of this Act is to make sure that certificate evidence is admissible in all drink driving cases.

5 2. *Commencement*

- (1) This Act, other than section 3, comes into operation on the day on which it receives the Royal Assent.
- (2) Section 3 must be taken to have come into operation on 1 March 1987.

Section headings appear in bold italics and are not part of the Act (see **Interpretation of Legislation Act 1984**).

No. 127/1986.
Amended by
Nos 54/1987,
65/1987,
78/1987,
58/1988,
12/1989,
44/1989,
53/1989,
57/1989 and
5/1990.

3. Evidentiary provisions

- (1) In section 57 (2) of the **Road Safety Act 1986**, before “is relevant” insert “or if a finding on the analysis of a blood sample”.
- (2) In section 58 (1) of the **Road Safety Act 1986**, before “is relevant” insert “or if a result of a breath analysis”.

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4. Saving

The amendments made to the **Road Safety Act 1986** by section 3 do not affect the rights of the parties in the proceeding known as *Bracken v O’Sullivan* (No. 8248 of 1990) in the Supreme Court of Victoria.

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