

# BILL NO. 39 OF 2017

## A BILL

FOR AN ACT TO AMEND THE LAND TRANSPORT ACT 1998

ENACTED by the Parliament of the Republic of Fiji—

*Short title and commencement*

- 1.—(1) This Act may be cited as the Land Transport (Amendment) (No. 3) Act 2017.
- (2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.
- (3) In this Act, the Land Transport Act 1998 is referred to as the “Principal Act”.

*Section 82 amended*

2. Section 82(2)(b) of the Principal Act is amended by deleting “under section 92(3) and (4)” and substituting “in accordance with regulations as provided for under section 92”.

*Section 92 amended*

3. The Principal Act is amended by deleting section 92 and substituting the following—

*“Proceedings for Traffic Infringement Notices*

92. The Minister may make regulations setting out all proceedings for Traffic Infringement Notices, including—

- (a) the manner, form and time frames for which Traffic Infringement Notices must be issued;

- (b) the actions a person may undertake upon receipt of a Traffic Infringement Notice; and
- (c) the penalties that a person to whom a Traffic Infringement Notice has been issued may be liable to.”

*Section 93 amended*

**4.** Section 93(3) of the Principal Act is amended by deleting “in section 92” and substituting “by regulations as provided for under section 92”.

*Section 95 amended*

**5.** Section 95(1) of the Principal Act is amended by deleting “section 92(1)(b)” and substituting “regulations as provided for under section 92”.

*Office of the Attorney-General  
Suvavou House  
Suva*

*September 2017*

## **LAND TRANSPORT (AMENDMENT)(NO. 3) BILL 2017**

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### **EXPLANATORY NOTE**

*(This note is not part of the Bill and is only intended to indicate its general effect)*

#### **1.0 BACKGROUND**

- 1.1 The Land Transport (Amendment) (No. 3) Bill 2017 (**‘Bill’**) seeks to amend the Land Transport Act 1998 (**‘Act’**).

#### **2.0 CLAUSES**

- 2.1 Clause 1 of the Bill provides for the short title and commencement. If passed by Parliament, the amending legislation will come into force on a date or dates appointed by the Minister.
- 2.2 Clause 3 of the Bill amends the Act by deleting and substituting section 92. The new section 92 empowers the Minister to make regulations providing for proceedings in relation to Traffic Infringement Notices.
- 2.3 Clauses 2, 4 and 5 amend the Act to give effect to the amendment made under clause 3.

#### **3.0 MINISTERIAL RESPONSIBILITY**

- 3.1 The Act comes under the responsibility of the Minister responsible for land transport.

A. SAYED-KHAIYUM  
Attorney-General