

Passed by both Houses



New South Wales

# Road Transport Amendment (Electronic Traffic Infringement Notices Trial) Bill 2013

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*I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.*

*Clerk of the Legislative Assembly.  
Legislative Assembly,  
Sydney,*

*, 2013*



New South Wales

## **Road Transport Amendment (Electronic Traffic Infringement Notices Trial) Bill 2013**

Act No , 2013

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An Act to amend the *Road Transport Act 2013* to establish a trial for the service of penalty notices to email addresses or mobile phone numbers where persons elect to have the penalty notices served on them in that way.

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*I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.*

*Assistant Speaker of the Legislative Assembly.*

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**The Legislature of New South Wales enacts:**

**1 Name of Act**

This Act is the *Road Transport Amendment (Electronic Traffic Infringement Notices Trial) Act 2013*.

**2 Commencement**

This Act commences on the date of assent to this Act.

**3 Amendment of Road Transport Act 2013 No 18**

**Section 196A**

Insert after section 196:

**196A Trial of service of penalty notices by electronic means**

- (1) The object of this section is to establish a trial for the service of penalty notices to email addresses or mobile phone numbers where the persons on whom those penalty notices are to be served elect to have the penalty notices served in that way.
- (2) This section has effect for 2 years from the date of commencement of this section or for such longer period as may be prescribed by the regulations.
- (3) This section provides for additional means of service to those set out in section 196.
- (4) A police officer may serve a penalty notice by causing the penalty notice to be sent to an email address or mobile phone number but only if:
  - (a) the police officer has been authorised by the Commissioner of Police to serve penalty notices in that way for the purposes of the trial, and
  - (b) the person on whom the penalty notice is to be served has elected to have the penalty notice served in that way and has voluntarily provided an email address or mobile phone number for the purposes of that service.
- (5) A penalty notice is taken to have been served on a person if it is sent to an email address or mobile phone number that is recorded by a police officer as having been provided by the person for the purposes of this section.
- (6) A police officer is not to serve a penalty notice under this section on a person under the age of 16 years.