

LOCAL GOVERNMENT ORDINANCE (No. 5) 1974

435

No. 66 of 1974

An Ordinance to amend the
Local Government Ordinance 1954 as amended

[Assented to 24 October 1974]

BE it ordained by the Legislative Council for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Local Government Ordinance (No. 5) 1974*. Short title

2. The *Local Government Ordinance 1954* as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. Section 5 of the Principal Ordinance is amended— Definitions

(a) by omitting the definition of “metered space” and substituting the following definition:

“‘metered space’ means a parking space in relation to which a device is installed by authority of a council, being a device that—

(a) indicates whether a fee has been paid and the period that has elapsed since the fee was paid; or

(b) upon the insertion of a coin, issues a parking voucher;”;

(b) by inserting in the definition of “parking space”, after “road”, the words “or public place within the meaning of Part XVII”; and

(c) by inserting after the definition of “parking space” the following definition:

“‘parking voucher’ means a document issued by a parking meter bearing an imprint indicating the date and time of issue;”.

4. Before section 348 of the Principal Ordinance the following section is inserted in Part XVII:

Interpretation

“347A. In this Part, unless the contrary intention appears, ‘public place’ means a place open to, or used by, the public, and includes land leased to a municipality under the *Special Purposes Leases Ordinance* and land vested in the council of a municipality under section 339A.”.

Road and traffic

5. Section 349 of the Principal Ordinance is amended—

(a) by inserting after “roads” in paragraph (70A) “and public places”; and

(b) by inserting after paragraph (70c) the following paragraph:

“(70D) relating to the display of parking vouchers on vehicles standing or parking in metered spaces;”.

Proof of parking offences

6.(1) Section 354A(6)(g)(ii) of the Principal Ordinance is amended by omitting “10 days” and substituting “14 days”.

(2) Section 354A(10)(a) of the Principal Ordinance is amended by omitting “10 days” and substituting “14 days”.

Averments as to official traffic signs

7. Section 354B of the Principal Ordinance is amended—

(a) by inserting in the definition of “official traffic sign” in sub-section (1) after “road” the words “, or in a public place”;

(b) by omitting from the end of paragraph (b) of sub-section (2) “or”;

(c) by omitting from sub-section (2) “, is evidence of the matter averred” and substituting the following:

“; or (d) a parking voucher was not displayed on or in a vehicle, in such a manner as to comply with the requirements of the by-law, is evidence of the matter averred.”; and

(d) by adding at the end the following paragraph:

“(g) in a prosecution for an offence under the by-law in which it is alleged that a parking voucher was not at the relevant time displayed on or in a motor vehicle in such a manner as to comply with the requirements of those by-laws, it is a defence

for the defendant to establish that he had displayed a parking voucher on or in the motor vehicle in accordance with the by-laws.”.
