



ANNO TRICESIMO QUINTO

# ELIZABETHAE II REGINAE

A.D. 1986

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No. 31 of 1986

An Act to amend the Summary Offences Act, 1953.

[Assented to 10 April 1986]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Summary Offences Act Amendment Act, 1986". Short title.

(2) The Summary Offences Act, 1953, is in this Act referred to as "the principal Act".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. Section 64 of the principal Act is amended—

(a) by striking out from subsection (2) the passage "28 days" and substituting the passage "60 days"; Amendment of s. 64—  
Expiation of prescribed traffic offences.

(b) by striking out from subsection (5) the passage "offences arising out of the same incident" and substituting the passage "offence arising out of the same incident, unless that other offence is an offence against section 74, 75a, 81 or 81a of the Motor Vehicles Act, 1959";

and

(c) by striking out from subsection (6) the passage "for that offence, or those offences, or for any other prescribed offence arising out of the same incident" and substituting the following paragraphs:

(a) for that offence, or those offences;

or

(b) for any other prescribed offence arising out of the same incident except an offence that is the subject of a traffic infringement notice and that has not been duly expiated.

Repeal of s. 76  
and substitution  
of new section.

4. Section 76 of the principal Act is repealed and the following section is substituted:

Arrest by owner  
of property or by  
servant or agent  
of owner.

76. (1) If the owner of any property, or the servant or agent of the owner of any property, finds a person committing an offence on, or with respect to, that property, the owner, or the servant or agent, may apprehend the offender and deliver the offender forthwith into the custody of a member of the police force to be dealt with according to law.

(2) In this section—

“owner”, in relation to property consisting of land, a building or other premises, includes an occupier of, and a person resident on or in, the land, building or premises.

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

C. L. LAUCKE, Governor's Deputy