

Western Australia

LEGISLATIVE ASSEMBLY

Perth Parking Management (Consequential Provisions) Bill 1998

A Bill for

An Act —

- to repeal the *City of Perth Parking Facilities Act 1956*;
- to amend the *Disposal of Uncollected Goods Act 1970*;
- to amend the *Forrest Place and City Station Development Act 1985*;
- to amend the *Local Government Act 1995*;
- to amend the *Road Traffic Act 1974*;
- to amend the *Sentencing Act 1995*;
- to amend the *Transport Co-ordination Act 1966*,

and for other purposes relating to the enactment of the *Perth Parking Management Act 1998*.

The Parliament of Western Australia enacts as follows:

s. 1

1. Short title

This Act may be cited as the *Perth Parking Management (Consequential Provisions) Act 1998*.

2. Commencement

5 This Act comes into operation on such day as is fixed by proclamation.

3. Interpretation

In this Act, unless the contrary intention appears —

10 **“continued local laws”** means the local laws continued in force under section 6;

“continued parking fund” means the Parking Fund operated and maintained under section 5;

“repealed Act” means the Act repealed by section 4.

4. Repeal

15 The *City of Perth Parking Facilities Act 1956* is repealed.

5. Savings — City of Perth Parking Fund

20 (1) The Parking Fund opened and maintained under section 7(1) of the repealed Act is to be maintained and operated by the City of Perth, until 30 April 1999, in accordance with sections 7(3) and 7A of the repealed Act as if those sections had not been repealed.

(2) The following are to be credited to the continued parking fund —

25 (a) any revenue, charge, fine or other penalty that became payable under the repealed Act, and that is paid after the Act was repealed but before 1 May 1999;

- (b) despite section 6.7 of the *Local Government Act 1995*, revenue received by the City of Perth before 1 May 1999 under the continued local laws;
- 5 (c) despite section 6.7 of the *Local Government Act 1995*, all charges, fines and other penalties paid to or recovered by the City of Perth before 1 May 1999 under the continued local laws.
- (3) Any available funds remaining in the continued parking fund on 1 May 1999, and any amounts payable to that fund before that date but paid on or after that date, are to be paid to the City of Perth's municipal fund kept under section 6.6 of the *Local Government Act 1995*, and may be used as if they had been paid into the municipal fund in accordance with that Act.
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6. Savings — local laws

15 Local laws in force under section 21 of the repealed Act immediately before its repeal continue in force on and after its repeal as if they had been made by the City of Perth under section 3.5 of the *Local Government Act 1995*.

7. Other Acts amended

- 20 (1) The *Disposal of Uncollected Goods Act 1970* is amended by deleting from the Schedule the item relating to the *City of Perth Parking Facilities Act 1956*.
- (2) Section 16(2) and (3) of the *Forrest Place and City Station Development Act 1985* are repealed.
- 25 (3) The *Local Government Act 1995* is amended in Schedule 9.1 by deleting clause 1(3).
- (4) The *Road Traffic Act 1974* is amended in section 86 by deleting subsection (1)(a) and repealing subsection (7).

s. 7

(5) The *Sentencing Act 1995* is amended in Schedule 1 as follows:

- (a) by deleting the item relating to the *City of Perth Parking Facilities Act 1956*;
- (b) by inserting the following item in its appropriate alphabetical position —

5

“

*Perth Parking Management
Act 1998*

Parking Fund

”.

(6) The *Transport Co-ordination Act 1966* is amended in subsection 15C(1) as follows:

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- (a) after paragraph (c) by deleting “and”;
- (b) after paragraph (c) by inserting —

“

(ca) the *Perth Parking Management Act 1998*; and

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