

Road Traffic (Amendment) Bill

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Bill No: 3/1996

Read the first time: 18th January 1996

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Road Traffic (Amendment) Bill

Bill No. 3/1996

Read the first time on 18th January 1996.

An Act to amend the Road Traffic Act (Chapter 276 of the 1994 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Road Traffic (Amendment) Act 1996 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 35

2. Section 35(7) of the Road Traffic Act (referred to in this Act as the principal Act) is amended by inserting, immediately after the words “this Act” in the first line, the words “or the rules”.

Amendment of section 36

3. Section 36(5) of the principal Act is amended by deleting the words “section 64 or 65” in the second line and substituting the words “section 64, 65 or 65A”.

Amendment of section 47C

4. Section 47C(1) of the principal Act is amended —

(a) by deleting paragraph (a) and substituting the following paragraphs:

- “(a) whilst under the influence of drink or of a drug or an intoxicating substance in contravention of section 67(1)(a);
- (b) whilst he has so much alcohol in his body that the proportion of it in his breath or blood exceeds the prescribed limit in contravention of section 67(1)(b); or”; and

(b) by re-lettering the existing paragraph (b) as paragraph (c).

Amendment of section 62

5. Section 62 of the principal Act is amended by deleting subsections (2) and (3) and substituting the following subsections:

“(2) A person who has attained the age of 16 years but who is under the age of 18 years shall not drive a motor vehicle other than an invalid carriage on a road.

(3) A person who has attained the age of 18 years but who is under the age of 21 years shall not drive a heavy locomotive, light locomotive, motor tractor or heavy motor car on a road.”.

Amendment of section 64

6. Section 64(1) of the principal Act is amended —

- (a) by deleting “\$1,000” in the eighth line and substituting “\$3,000”;
- (b) by deleting the words “6 months” in the ninth line and substituting the words “12 months”;
- (c) by deleting “\$2,000” in the eleventh line and substituting “\$5,000”; and
- (d) by deleting the words “12 months” in the last line and substituting the words “2 years”.

Amendment of section 65

7. Section 65 of the principal Act is amended —

- (a) by deleting “\$500” in the fifth line and substituting “\$1,000”;
- (b) by deleting the words “3 months” in the sixth line and substituting the

words “6 months”;

(c) by deleting “\$1,000” in the seventh line and substituting “\$2,000”; and

(d) by deleting the words “6 months” in the eighth line and substituting the words “12 months”.

New section 65A

8. The principal Act is amended by inserting, immediately after section 65, the following section:

“Collision of heavy motor vehicles and public service vehicles with buildings or structures

65A.—(1) Any person who, when driving or attempting to drive —

(a) a heavy motor vehicle as defined in section 79(6); or

(b) a public service vehicle as defined in section 100(1)(a), (b), (c), (f) or (g),

causes the heavy motor vehicle or public service vehicle to collide with any building or structure shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 2 years or to both and, in the case of a second or subsequent conviction, to a fine not exceeding \$10,000 or to imprisonment for a term not exceeding 5 years or to both.

(2) In this section, “structure” includes any bus shelter, gantry post, overhead bridge and pillar.”.

Amendment of section 67

9. Section 67 of the principal Act is amended by deleting subsection (1) and substituting the following subsection:

“(1) Any person who, when driving or attempting to drive a motor vehicle on a road or other public place —

(a) is unfit to drive in that he is under the influence of drink or of a drug or an intoxicating substance to such an extent as to be incapable of having proper control of such vehicle; or

(b) has so much alcohol in his body that the proportion of it in his breath or blood exceeds the prescribed limit,

shall be guilty of an offence and shall be liable on conviction to a fine of not less than \$1,000 and not more than \$5,000 or to imprisonment for a term not exceeding

6 months and, in the case of a second or subsequent conviction, to a fine of not less than \$3,000 and not more than \$10,000 and to imprisonment for a term not exceeding 12 months.”.

Amendment of section 67A

10. Section 67A of the principal Act is amended —

(a) by deleting the marginal note and substituting the following marginal note:

“Enhanced penalties for offenders with previous convictions under certain sections.”; and

(b) by deleting subsection (1) and substituting the following subsections:

“(1) Where a person having been convicted on at least 2 previous occasions of any one or more of the offences under sections 43(3A), 47(5), 47C(5), 63(4), 64(1), 66(1), 67(1) and 70(4) is again convicted of an offence under section 43(3A), 47(5), 47C(5), 63(4), 64(1), 66(1), 67(1) or 70(4), the court shall have the power to impose a punishment in excess of that prescribed for such conviction as follows:

(a) where the court is satisfied, by reason of his previous convictions or his antecedents, that it is expedient for the protection of the public or with the view to the prevention of further commission of any such offence that a punishment in excess of that prescribed for such a conviction should be awarded, then the court may punish such offender with punishment not exceeding 3 times the amount of punishment to which he would otherwise have been liable for such a conviction except that where imprisonment is imposed it shall not exceed 10 years; and

(b) notwithstanding section 11 of the Criminal Procedure Code [Cap. 68], if —

(i) such offender, while committing the offence under section 43(3A), 47(5), 47C(5), 63(4), 64(1), 66(1) or 67(1) causes any serious injury or death to another person; or