



MOTOR VEHICLES (CONDITIONAL REGISTRATION) AMENDMENT ACT 1994

No. 76 of 1994

SUMMARY OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of s. 20—Application for registration
4. Amendment of s. 21—Power of Registrar to return application
5. Insertion of s. 25
 25. *Conditional Registration*
Conditional registration of certain classes of vehicles
6. Amendment of s. 32—Vehicles owned by the Crown
7. Amendment of Stamp Duties Act 1923



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ELIZABETHAE II REGINAE

A.D. 1994

No. 76 of 1994

An Act to amend the Motor Vehicles Act 1959.

[Assented to 8 December 1994]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Motor Vehicles (Conditional Registration) Amendment Act 1994*.

(2) The *Motor Vehicles Act 1959* is referred to in this Act as "the principal Act".

Commencement

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

Amendment of s. 20—Application for registration

3. Section 20 of the principal Act is amended by striking out from subsection (2)(a) "registration fee" and substituting "registration or administration fee".

Amendment of s. 21—Power of Registrar to return application

4. Section 21 of the principal Act is amended—

- (a) by striking out from paragraph (c) "registration fee" and substituting "registration or administration fee";
- (b) by striking out "any registration fee" and substituting "any registration or administration fee".

Insertion of s. 25

5. The following heading and section are inserted after section 24 of the principal Act:

Conditional Registration

Conditional registration of certain classes of vehicles

25. (1) Where an applicant for registration of a motor vehicle of a prescribed class satisfies the Registrar that the vehicle is to be driven on roads in circumstances in which it is, in the opinion of the Registrar, unreasonable or inexpedient to require the vehicle to be registered at the prescribed registration fee, the Registrar may, on application made in accordance with section 20 and payment of the administration fee specified in the regulations, register the vehicle in accordance with this section.

(2) Where a motor vehicle is registered under this section—

- (a) the period of registration will be the period specified in the regulations;
 - (b) the registration of the vehicle is subject to—
 - (i) the conditions imposed by the regulations;
 - (ii) such other conditions (if any) as the Registrar thinks fit to impose;
 - (c) no refund of any administration fee paid in respect of the registration is payable by the Registrar on the cancellation of the vehicle's registration;
- and
- (d) the registration is not transferable.

(3) A person must not contravene or fail to comply with a condition of a registration under this section.

Penalty: Division 9 fine.

Amendment of s. 32—Vehicles owned by the Crown

6. Section 32 of the principal Act is amended by striking out from subsection (1) "registration fees" and substituting "registration or administration fees".

Amendment of Stamp Duties Act 1923

7. The *Stamp Duties Act 1923* is amended—

- (a) by inserting in schedule 2 after item 10 of the exemptions from payment of the Component payable in respect of Registration appearing under the heading commencing "APPLICATION to Register a Motor Vehicle" the following item:

10A. Any application to register a motor vehicle in the name of a person entitled under section 25 of the *Motor Vehicles Act 1959* to have that motor vehicle registered on payment of an administration fee prescribed under that Act.;

(b) by inserting in schedule 2 after item 5 of the exemptions from payment of the Component payable in respect of a Policy of Insurance appearing under the heading commencing "APPLICATION to Register a Motor Vehicle" the following item:

5A. Policy of insurance where the application for registration is made by a person entitled under section 25 of the *Motor Vehicles Act 1959* to have the motor vehicle in respect of which the application is made registered on payment of an administration fee prescribed under that Act.

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

ROMA MITCHELL Governor