



New South Wales

Motor Vehicles Taxation Regulation 1998

under the
Motor Vehicles Taxation Act 1988

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Motor Vehicles Taxation Act 1988*.

CARL SCULLY, M.P.
Minister for Roads

Explanatory note

The object of this Regulation is to provide for the calculation of refunds of taxes paid under the Act on a daily basis.

This Regulation comprises or relates to matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

This Regulation is made under the *Motor Vehicles Taxation Act 1988*, including sections 13 (b) and 23 (the general regulation-making power).

1998 No 333

Motor Vehicles Taxation Regulation 1998

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Motor Vehicles Taxation Regulation 1998

Part 1 Preliminary

1 Name of Regulation

This Regulation is the *Motor Vehicles Taxation Regulation 1998*.

2 Commencement

This Regulation commences on 29 June 1998.

3 Definitions

In this Regulation:

the Act means the *Motor Vehicles Taxation Act 1988*.

1998 No 333

Clause 4 Motor Vehicles Taxation Regulation 1998

Part 2 Refunds

Part 2 Refunds

4 Calculation of refund of taxes on cancellation of registration

(1) For the purposes of section 13 (b) of the Act, a refund of a tax imposed in respect of a vehicle under the Act is to be calculated in accordance with this clause.

(2) A refund is to be calculated using the formula:

$$\left(\frac{\text{number of days} \times \text{tax}}{365} \right) - \text{fee}$$

where:

fee means any unpaid fees payable under the *Road Transport (Vehicle Registration) Act 1997* or the *Road Transport (Vehicle Registration) Regulation 1998* (including any unpaid fee for the cancellation of the registration).

number of days means the number of unexpired days of the registration period of the vehicle concerned, from the date on which the Authority cancels the registration of the vehicle.

tax means the tax imposed in respect of the vehicle under the Act.

(3) If an amount of refund determined in accordance with subclause (2) would comprise an amount which is not a whole number of dollars, the amount of refund is to be adjusted downwards to the next whole number of dollars.