

[Act 1998 No 26]



New South Wales

Road Transport (Vehicle Registration) Amendment Bill 1998

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are as follows:

- (a) to amend the *Road Transport (Vehicle Registration) Act 1997*:
 - (i) to confer regulation-making powers in respect of vehicle standards and inspections, and
 - (ii) to expand the existing regulation-making powers in respect of the registration of vehicles, and
 - (iii) to require the Minister to consult with the Minister administering the *Motor Accidents Act 1988* before making a declaration under section 25 of the Act, and
 - (iv) to enable the Minister to make declarations exempting registrable vehicles in particular locations and circumstances from the operation of the Act or regulations made under it, and
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- (v) to enable the regulations to authorise the suspension of exemptions given by the regulations, and
 - (vi) to enable more than one person to be recorded as a registered operator of a registrable vehicle in accordance with the regulations, and
 - (vii) to transfer into the Act (with necessary modifications) provisions presently contained in section 5C (Driving etc of dangerously defective motor vehicles) of the *Traffic Act 1909*, and
 - (viii) to enable the Authority to correct erroneous entries in the Register of Registrable Vehicles established under the Act, and
 - (ix) to extend the power of inspection of defective vehicles conferred by section 26 of the Act so that it mirrors inspection powers presently contained in Regulation 93 (Official inspection of vehicles) of the *Motor Traffic Regulations 1935*, and
 - (x) to make other consequential amendments and amendments by way of statute law revision,
- (b) to amend the *Traffic Amendment (Vehicle Identification) Act 1996* to clarify the meaning of the definition of **vehicle identifier** in provisions concerning written off and wrecked motor vehicles to be inserted in the *Traffic Act 1909* on the commencement of the 1996 Act,
- (c) to amend the *Transport Administration Act 1988* to ensure that only prescribed fees and charges paid under the *Road Transport (Vehicle Registration) Act 1997* and various other Acts and regulations are exempted from the requirement under that Act that moneys received by or on account of the Authority be paid into the Roads and Traffic Authority Fund established in the Special Deposits Account in the Treasury,
- (d) to make other consequential amendments and amendments by way of statute law revision to the *Traffic Act 1909* and various other Acts.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

Clause 3 is a formal provision giving effect to the amendments to the *Road Transport (Vehicle Registration) Act 1997* set out in Schedule 1.

Clause 4 is a formal provision giving effect to the amendments to the *Traffic Act 1909* and other Acts set out in Schedule 2.

Clause 5 provides that matter appearing under the heading of “Explanatory note” in any of the Schedules to the proposed Act does not form part of the proposed Act.

A detailed explanation of each of the amendments is set out in the Bill after the amendment concerned.