

MOTOR DEALERS (AMENDMENT) BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The Motor Vehicle Repairs (Amendment) Bill 1987 is cognate with this Bill.

The object of this Bill is to amend the Motor Dealers Act 1974 to empower members of the Police Force to enter premises where a person carries on a business for which a licence is held or required under that Act in order to search for and obtain information relating to stolen motor vehicles, parts and accessories.

Clause 1 specifies the short title of the proposed Act.

Clause 2 is a formal provision that gives effect to the Schedule of amendments to the Principal Act.

Schedule 1 (1) (a) empowers a member of the Police Force to enter premises where a business licensed or required to be licensed under the Act is carried on and to search for and obtain information relating to stolen motor vehicles, parts and accessories. The power cannot be used to enter unlicensed premises which are residential premises, unless a search warrant is obtained under the provision referred to in Schedule 1 (2) below.

Schedule 1 (1) (b)–(e) are consequential amendments.

Schedule 1 (1) (f) makes it an offence to conceal or attempt to conceal motor vehicles, parts and accessories for which Police are entitled to search under the proposed new power.

Schedule 1 (1) (g) extends the power to search for stolen property to property that is otherwise unlawfully obtained.

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Schedule 1 (2) authorises the granting of a search warrant to empower Police to enter unlicensed premises which are residential premises to search for stolen vehicles etc.
