

— PART 1 —

FAIR TRADING

FT301*

Chattel Securities Act 1987

Chattel Securities Amendment Regulations 2001

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Chattel Securities Amendment Regulations 2001*.

2. Commencement

These regulations come into operation on 14 May 2001.

3. The regulations amended

The amendments in these regulations are to the *Chattel Securities Regulations 1988**.

[* Reprinted as at 3 October 2000.]

4. Regulation 3 amended

Regulation 3 is amended as follows:

- (a) by inserting in the appropriate alphabetical positions the following definitions —

“

“**hull identification number**” has the meaning given in regulation 45A(2) of the *Navigable Waters Regulations*;

“**pleasure vessel**” has the meaning given in section 98(1) of the *Western Australian Marine Act 1982*;

“**vessel**” has the meaning given in section 3(1) of the *Western Australian Marine Act 1982*.

”;

- (b) by deleting the definition of “registration number” and inserting the following definition instead —

“

“**registration number**” means —

- (a) the identifying number on the number plate issued in relation to goods under the —

(i) *Road Traffic Act 1974*;

(ii) *Taxi Act 1994*; or

(iii) *Interstate Road Transport Act 1985* of the Commonwealth;

or

- (b) a registration number allotted to a pleasure vessel under the *Navigable Waters Regulations*,

whichever applies;

”;

- (c) by deleting the full stop at the end of the definition of “vehicle identification number” and inserting a semi-colon instead.

5. Regulation 4 amended

(1) Regulation 4 is amended as follows:

- (a) by inserting before “The register” the subregulation designation “(1)”;

- (b) after “The register” by inserting —

“

, in relation to goods described in section 13(a), (b) and (c) of the Act, and in relation to farm machinery prescribed under regulation 8(1),

”;

- (c) in subparagraph (i)(iii) by deleting “8,” and inserting instead —

“ 8(1), ”;

- (d) in paragraph (j) after “number” by inserting —
“ for the interest ”;
 - (e) after paragraph (l) by inserting —
“ and ”.
- (2) At the end of regulation 4 the following subregulation is inserted —
- “
- (2) The register, in relation to pleasure vessels prescribed under regulation 8(2), shall consist of a computerised record of vessels in respect of which applications have been made for the registration of interests under Part III of the Act and setting out in respect of each vessel —
 - (a) the name and address of the person applying to be registered as having an interest in the vessel;
 - (b) in the case of an application by an account customer — the account number;
 - (c) the registration number allotted to the vessel by the department principally assisting the Minister in the administration of the *Western Australian Marine Act 1982*;
 - (d) the hull identification number of the vessel;
 - (e) the hull type of the vessel;
 - (f) the name of the manufacturer of the hull of the vessel;
 - (g) the overall length of the vessel expressed in centimetres;
 - (h) the year the vessel was built;
 - (i) the name of the manufacturer of any propulsion engine fitted to the vessel, including any auxiliary engine;
 - (j) the engine number of any propulsion engine fitted to the vessel;
 - (k) the financier’s reference number for the interest;
 - (l) the type of interest;
 - (m) the date on which the interest will cease; and
 - (n) the time and date of recording the interest in the register.

”.

6. Regulation 7 amended

Regulation 7(b) is amended by inserting after subparagraph (i) the following subparagraph —

“

- (ia) *Navigable Waters Regulations*;

”.

7. Regulation 8 amended

- (1) Regulation 8 is amended by inserting before “Farm” the subregulation designation “(1)”.
- (2) At the end of regulation 8 the following subregulation is inserted —

“

- (2) Pleasure vessels that —
 - (a) are registered under section 45B of the *Navigable Waters Regulations*;
 - (b) have a hull identification number affixed to the hull in accordance with Part VA of the *Navigable Waters Regulations*; and
 - (c) are not registered in a register maintained under the *Shipping Registration Act 1981* of the Commonwealth,

are prescribed as registrable goods for the purposes of section 13(d) of the Act.

”.

8. Schedule 1 amended

Schedule 1 is amended as follows:

- (a) in item 1 by deleting “other than” and inserting instead —
“ , including ”;
- (b) by deleting item 2.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.