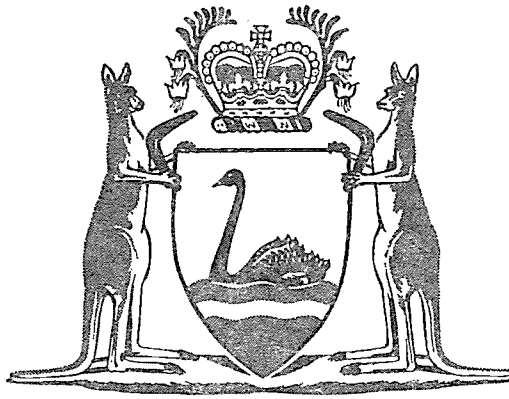


[4849]



# Government Gazette

OF

## WESTERN AUSTRALIA

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PERTH: FRIDAY, 29th DECEMBER

[1978

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Crown Law Department,  
Perth, 22nd December, 1978.

THE undermentioned Regulations made under the provisions of the Road Traffic Act, 1974 and amended from time to time up to and including the 10th March, 1978 and reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Attorney General.

R. M. CHRISTIE,  
Under Secretary for Law.

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ROAD TRAFFIC ACT, 1974.

### ROAD TRAFFIC (LICENSING) REGULATIONS, 1975.

Published in the *Government Gazette* on the 29th May, 1975 and amended by notices published in the *Government Gazette* on the 1st August, 1975; 14th November, 1975; 5th December, 1975; 2nd April, 1976; 23rd July, 1976; 15th October, 1976; 17th December, 1976; 24th December, 1976; 20th May, 1977; 3rd June, 1977; 22nd July, 1977; 12th August, 1977; 10th November, 1977; 18th November, 1977; 30th December, 1977 and the 10th March, 1978 and now reprinted pursuant to the Reprinting of Regulations Act, 1954.



Reprinted pursuant to the Reprinting of Regulations Act, 1954, by authority of the Attorney General, dated 21st December, 1978.

## ROAD TRAFFIC (LICENSING) REGULATIONS, 1975.

### PART I.—PRELIMINARY.

1. These regulations may be cited as the Road Traffic (Licensing) Regulations, 1975. Citation.
  
2. These regulations are divided into Parts as follows:— Division into Parts.
  - Part I.—Preliminary—Regulations 1-3.
  - Part II.—Licences—Regulations 4-15.
  - Part III.—Licences for Overseas Vehicles—Regulations 16-21.
  - Part IV.—Number Plates and Engine Identification Marks—Regulations 22-28.
  - Part V.—Registration Labels—Regulations 29-34.
  - Part VI.—Traffic Inspectors—Regulations 35-36.
  - Part VII.—Wardens—Regulations 37-38.
  - Part VIII.—Penalties—Regulation 39.
  
3. (1) In these regulations unless the context otherwise requires— Interpretation.
  - “Act” means the Road Traffic Act, 1974; Amended by G.G. 1/8/75, p. 2795; G.G. 5/12/75, p. 4369; G.G. 23/7/76, p. 2534; G.G. 20/5/77, pp. 1510-11; G.G. 10/11/77, p.p. 4189.
  - “approved” means approved by the Authority;
  - “Chief Executive Officer” means the person appointed in accordance with paragraph (a) of subsection (1) of section 7 of the Act;
  - “licensee” means a person holding a vehicle licence under the Act or these regulations;
  - “ordinary plates” means identification tablets or number plates that are not personalised plates or general plates referred to in regulation 26;
  - “personalised plates” means identification tablets or number plates being reflective plates consisting of no more than seven characters, the first being a letter and the last being the letter “P”;
  - “reflective plates” means identification tablets or number plates that have the identifying characters superimposed on a reflective ground;
  - “registration label” means the certificate of registration issued by a licensing authority as provided by section 27 of the Act;
  - “regulation” means one of these regulations;
  - “Schedule” means a schedule to these regulations;
  - “tare” has the same meaning as is given to that word in the Vehicle Standards Regulations, 1977.
  
- (2) Where in these regulations reference is made to the use or driving of a vehicle, the reference is to the doing of those things on a road.

## PART II.—LICENCES.

Inspection  
of vehicles.  
Amended by  
G.G. 14/11/75,  
p. 4184;  
G.G. 20/5/77,  
p. 1511;  
G.G. 22/7/77,  
p. 2358;  
G.G. 10/11/77,  
pp. 4189-90.

4. (1) Upon receipt of an application to license or renew the licence of a vehicle, the Authority may cause the vehicle to be inspected and shall not grant or renew the licence, if the vehicle is found not to be such as may be licensed under the provisions of regulation 9.

(2) Where an officer of the Authority or a patrolman is of the opinion that—

- (a) a vehicle does not conform, in some respect, to the requirements of the Act, or of the Vehicle Standards Regulations, 1977, or is in such a condition as to occasion danger or unreasonable annoyance to any person or damage to property; or
- (b) the tare of a vehicle does not conform with the tare shown on the licence issued in respect of that vehicle or the tare required to be painted on that vehicle in accordance with the provisions of the Vehicle Standards Regulations, 1977, he may cause the vehicle to be inspected and for that purpose shall serve a notice in writing on the driver of the vehicle ordering that the vehicle be presented for inspection before a date specified in the notice and at a place specified in the notice.

(3) Where a driver of a vehicle on whom a notice is served under subregulation (2) of this regulation is not the owner of the vehicle—

- (a) the officer of the Authority or patrolman by whom the notice is served shall cause a copy of the notice to be served on the owner; and
- (b) the driver shall bring the notice to the attention of the owner.

(4) The owner of a vehicle that is the subject of a notice served under subregulation (2) of this regulation shall not use the vehicle, or permit or suffer it to be used, on or after the date specified in the notice unless the vehicle has been presented for inspection pursuant to that notice.

(5) Nothing in subregulation (4) of this regulation authorises a vehicle to be used at any time whilst the use of the vehicle is prohibited, under regulation 107 or 108 of the Vehicle Standards Regulations, 1977.

Proof of  
ownership  
before issue  
or transfer  
of licence.

5. The Authority may, before the issue or transfer of a licence, require the applicant to furnish proof of his ownership of the vehicle, whether by statutory declaration or otherwise.

Weighbridge  
certificate  
may be  
required.

6. An applicant for a licence for a vehicle shall, if required, deliver to the licensing authority a weight ticket obtained from the person in charge of a weighing machine, verified and registered in accordance with the Weights and Measures Act, 1915, showing the tare of the vehicle.

Application  
for licence  
to be in  
writing and  
on form to  
be provided.  
Form of  
licence.

7. An application for a vehicle licence, shall be in writing, signed by or on behalf of the applicant, and made on a form provided by the Authority.

8. Any licence issued by the Authority shall be in the form from time to time approved by the Minister.

Classes of  
vehicle  
licences.  
Amended by  
G.G. 10/11/77,  
p. 4190.

9. (1) Subject to the succeeding provisions of this regulation, the Authority may license a motor vehicle as of any one of three classes, namely Class A, Class B or Class C.

(2) The Authority may license a motor vehicle as of Class A, for unlimited use, if the vehicle conforms, in every respect, to the requirements of the Vehicle Standards Regulations, 1977, and not otherwise.

(3) The Authority may license a motor vehicle as of Class B, where—

- (a) the vehicle does not comply, in some respect, with the Vehicle Standards Regulations, 1977, if—
  - (i) the dimensions of the vehicle do not exceed those prescribed by those regulations and the vehicle conforms to the requirements of Part 14 of the Vehicle Standards Regulations, 1977; and
  - (ii) the use of the vehicle is limited in such manner as the Minister may direct and, in any event, is so limited that it will not constitute a hazard to other road users;
- (b) the vehicle is a tractor or self-propelled agricultural implement, if its use is limited to agricultural or horticultural pursuits; or
- (c) the dimensions of the vehicle exceed those prescribed by the Vehicle Standards Regulations, 1977, or the vehicle does not conform to the requirements of Part 14 of the Vehicle Standards Regulations, 1977, if the licensing of the vehicle is specially approved, or the licensing of vehicles of its class is generally approved, by the Minister and the use of the vehicle is limited in conformity with any conditions to which that approval is subject.

(4) The Authority may license, as of Class C, a motor vehicle that—

- (a) is so constructed, or has such weight carried by one or more axles, that it could not, without reconstruction, be made to conform to the Vehicle Standards Regulations, 1977; and
- (b) is of a class not designed primarily for the carriage of passengers or goods, but for use in the industrial pursuits of mining, quarrying, earth moving, earth drilling, forestry, timber getting, the making, maintenance or cleaning of roads or the construction of major works,

if the licensing of the vehicle is specially approved, or the licensing of vehicles of its class is generally approved, by the Minister and the use of the vehicle is limited in conformity with any condition to which that approval is subject.

(5) The Authority shall indorse every licence of Class B or Class C with the limitations to which its issue is subject and a person who uses, or permits or suffers a person in his employ to use, a vehicle the subject of such a licence otherwise than in conformity with those limitations commits an offence.

10. (1) A person shall not use, or permit or suffer a person in his employ to use, a vehicle licensed as of Class C, unless the licence is carried on the vehicle.

Licence to be carried in certain cases.

(2) The holder of a Class B or Class C licence or a person having it in his possession shall produce the licence to a patrolman, on demand.

(3) Subregulation (1) of this regulation does not apply to a vehicle to which subsection (2) of section 100 of the Act applies.

11. (1) In this regulation "permit" means a permit under subsection (1) of section 26 of the Act.

(2) A person may apply to the Authority for a permit—

- (a) in respect of a period not exceeding two days; or
- (b) in respect of a period of one month or any number of months up to and including twelve months;

and shall specify in the application the period in respect of which the permit is requested.

Authority may issue permits for unlicensed vehicles.  
Substituted by G.G. 24/12/76, pp. 5038-9.  
Amended by G.G. 30/12/77, p. 4751.

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(3) Application for a permit in relation to a vehicle that—

- (a) does not comply with the requirements necessary for licensing under the Act; and
- (b) is designed or used primarily for recreational, sporting or like purposes,

shall be made in writing to the Chief Executive Officer, Road Traffic Authority at least 14 days prior to the commencement of the period in respect of which the permit is requested.

(4) Subject to subregulation (5) of this regulation the Authority may issue a permit in the form determined from time to time by the Minister and the Authority shall indorse the permit with conditions limiting the use of the vehicle and specifying the period in respect of which the permit is to remain operative.

(5) The issue of a permit incorporating in the one document a policy of insurance under the Motor Vehicle (Third Party Insurance) Act, 1943 shall be subject to the provisions of regulation 30B of the Motor Vehicle (Third Party Insurance) Act Regulations, 1962 as amended from time to time.

(6) Upon making an application under subregulation (2) of this regulation, the applicant shall pay to the Authority—

(a) If the permit is requested in respect of a period not exceeding two days—

(1) a fee of \$1.00; and

(ii) where the Authority is also required or requested to issue a policy of insurance under the Motor Vehicle (Third Party Insurance) Act, 1943—

(A) a premium of 25 cents for the policy of insurance;

(B) an amount of 42 cents, being the minimum surcharge payable on the policy of insurance, under the Motor Vehicle (Third Party Insurance Surcharge) Act, 1962, except where no surcharge is payable under that Act in respect of the policy; and

(C) an amount of 25 cents being stamp duty on the policy of insurance; or

(b) if the permit is requested in respect of a period of one or more months—

(i) the amount assessed by dividing the base fee by twelve and multiplying that sum by the number of months in respect of which the permit is requested; and

(ii) where the Authority is also required or requested to issue a policy of insurance under the Motor Vehicle (Third Party Insurance) Act, 1943—

(A) the appropriate premium for, and surcharge on, the policy of insurance as prescribed pursuant to that Act and the Motor Vehicle (Third Party Insurance Surcharge) Act, 1962 respectively; and

(B) an amount of 25 cents being stamp duty on the policy of insurance.

(7) "Base fee" as used in subparagraph (i) of paragraph (b) of subregulation (6) of this regulation means—

(a) in the case of a vehicle referred to in item 1 (1), 2 or 3 of Section A of Part III of the Second Schedule to the Act—the tare weight amount indicated in that sub-item or item in respect of a vehicle of that description and of that tare weight;

(b) in the case of a vehicle referred to in item 1 (2), 5, 6, 7, 8 or 9 of Section A of Part III of the Second Schedule to the Act—one-half of the licence fee indicated in that sub-item or item in respect of a vehicle of that description and of that tare weight;

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(c) in the case of a motor cycle—one-half of the licence fee indicated in Item 4 of the Second Schedule to the Act in respect of a motor cycle of that engine capacity.

(8) A person shall not drive, or cause or permit the driving of, a vehicle in respect of which a permit has been issued, except in accordance with the terms and conditions of the permit.

12. [Deleted by G.G. 10-11-77, p. 4189.]

13. A person shall not use or cause to be used a vehicle on which there is displayed a sign which indicates that the vehicle or its load exceeds the prescribed dimensions, unless at the time that the vehicle is so used, such a sign is required to be displayed on the vehicle pursuant to conditions specified in a permit issued under this regulation.

Signs to be displayed.

14. The Authority shall, on payment of a fee of \$2, issue a duplicate or certified copy of a vehicle licence that has been lost or destroyed, to the person named in the licence or, in the event of his death, to his executor or administrator.

Fee for duplicate or certified copy of licence.  
Amended by G.G. 30/12/77, p. 4750.

15. (1) A person shall not use a vehicle of which the licence is held in contravention of the provisions of any Act or these regulations.

Licences unlawfully held, or not current, and change of address.

(2) Where a licence is lawfully suspended or cancelled or has been obtained by misrepresentation or fraud, or is held in contravention of the provisions of any Act or these regulations, the licence holder shall, on demand by an officer of the Authority or a patrolman, forthwith deliver up the licence.

(3) The holder of a licence shall, within seven days after every change of his address or place of business as stated in the licence, give notice in writing of the change to the Authority.

### PART III.—LICENCES FOR OVERSEAS VEHICLES.

16. (1) An application for a vehicle licence under the provisions of section 31 of the Act, or for an extension or renewal of a licence or registration under the provisions of section 33 of the Act, shall be made to the Authority.

Application for vehicle licence and for extension or renewal thereof.

(2) An application shall set out—

- (a) the full name and permanent overseas address of the owner of the vehicle;
- (b) the owner's principal addresses while in Australia and in this State;
- (c) such a description of the vehicle as, in the opinion of the Authority, is sufficient to permit its identification; and
- (d) details relating to—
  - (i) the arrival of the vehicle in, and the proposed removal of the vehicle out of, the Commonwealth and the State;
  - (ii) the Triptyque or Carnet de passages en douane relating to the vehicle;
  - (iii) the vehicle licence issued in respect of the vehicle in the country from which the vehicle is brought to the Commonwealth; and
  - (iv) the Third Party Insurance Policy required to be held in respect of the vehicle.

(3) A licensing authority is not obliged to grant to an applicant a vehicle licence, or an extension or renewal of a licence or registration, referred to in Part IV of the Act, if the applicant has, in the opinion of the Authority, in any way contravened or failed to comply with any provision of the Act or these regulations; and an applicant shall, if required by the Authority, furnish to the Authority, with his application, such additional information as the Authority considers necessary and relevant for the granting and issue, or the extension or renewal, of the licence.

Contract of  
Third Party  
Insurance  
required.

17. Unless the requisite contract of Third Party Insurance is in force, with respect to a vehicle for which a licence under section 31 of the Act, or an extension or renewal under section 33, is sought, the applicant shall not be granted the licence or the extension or renewal, until he enters into the required contract.

Identifica-  
tion tablets  
or plates  
on motor  
vehicles to  
which Part  
IV of the  
Act applies.

18. (1) Where a motor vehicle to which Part IV of the Act applies is not, when landed in or brought to this State, equipped with a set of identification tablets or number plates in accordance with the law of the country or State or Territory of the Commonwealth from which it was landed or brought, or where any such tablet or plate is so mutilated that any material part is obscured, obliterated or indistinct, a person may not use that vehicle on any road in the State, unless and until the owner of the vehicle applies to the Authority for, and has obtained a set of temporary plates that, when issued, are affixed by the owner to the vehicle; and the provisions of the Act and of these regulations relating to identification tablets and number plates shall apply, *mutatis mutandis* and so far as they can be applied to temporary plates so issued, as though the temporary plates were identification tablets or number plates issued in respect of a motor vehicle to which the provisions of Part IV of the Act do not apply.

(2) Where an application for a set of temporary number plates is received by the Authority from the owner of a motor vehicle referred to in subregulation (1) of this regulation, the Authority shall issue to the applicant a set of number plates or identification tablets on payment of the charge prescribed or authorised by these regulations for a similar set when issued to a permanent resident of the State.

(3) Upon the issue of a set of temporary plates for a motor vehicle referred to in subregulation (1) of this regulation, the owner shall fit them or cause them to be fitted to the vehicle, in accordance with these regulations, and shall keep them so fitted, until the licence or the extension or renewal of the licence issued under the authority of section 31 or section 33 of the Act expires or until the earlier exportation of the vehicle from the Commonwealth.

(4) Upon the expiry of a vehicle licence issued, extended or renewed under Part IV of the Act, or on, or immediately prior to, the exportation from the Commonwealth of the vehicle for which the licence was issued, the owner or person in charge of the vehicle shall leave any temporary plates issued in respect of that vehicle with the Authority, immediately prior to the expiry or exportation.

Vehicles  
with  
steering on  
left-hand  
side.  
Amended by  
G.G. 10/11/77,  
p.4190.

19. Where a vehicle to which Part IV of the Act applies is equipped with the steering wheel on the left hand side, a vehicle licence in respect of that vehicle, whether issued, renewed, or extended in accordance with that Part, has no force or effect, and a person shall not use the vehicle on a road, unless that vehicle is equipped in accordance with the provisions of subregulation (6) of regulation 111 of the Vehicles Standards Regulations, 1977.



20. Where it appears to the Authority that a vehicle to which Part IV of the Act applies does not conform to the requirements of the Act or regulations relating to its construction, the Authority may with the approval of the Minister, indorse on the licence issued, renewed or extended under that Part, a permit authorising the use of that vehicle on roads, generally, or on any specified road or roads subject to such conditions as the Minister may authorise to be imposed and the vehicle shall then be used in accordance with the terms of that permit, only.

Permits for use of vehicle not conforming with requirements of the Act or regulations.

21. (1) Where a vehicle in respect of which a licence under Part IV of the Act is in force, is transferred to a permanent resident of the Commonwealth, the licence is thereupon cancelled.

When licence for overseas vehicle ceases to have force and effect.

(2) Where a licence is cancelled in accordance with subregulation (1) of this regulation or where a vehicle in respect of which a licence was in force is not exported from Australia on the expiry of the licence, a person shall not use the vehicle, unless it is licensed in accordance with the provisions of the Act and such of these regulations as are applicable to vehicles owned by permanent residents of the State.

**PART IV.—NUMBER PLATES AND ENGINE IDENTIFICATION MARKS.**

22. (1) The Authority shall provide and issue identification tablets and number plates in respect of every vehicle that is licensed under Part III of the Act other than a taxi-car licensed under the Taxi-cars (Co-ordination and Control) Act, 1963.

Authority to provide number plates. Substituted by G.G. 1/8/75, pp. 2795-6. Amended by G.G. 5/12/75, p. 4369; G.G. 15/10/76, p. 3676; G.G. 20/5/77, p. 1511; G.G. 10/11/77, p. 4190; G.G. 30/12/77, p. 4751; G.G. 10/3/78, p. 688.

(2) The Authority shall make the following charges for the issue of identification tablets and number plates, namely—

- (a) on the issue of plates at the time a vehicle licence is taken out—
  - (i) for ordinary plates ..... \$ 3.00
  - (ii) for a farm vehicle referred to in paragraph (f) of subsection (5) of section 19 of the Act ..... 4.00
- (b) on application for the issue of personalised plates .... 30.00
- (c) on application for the issue of plates to replace plates bearing the same characters—
  - (i) for personalised plates ..... 8.00
  - (ii) for ordinary plates other than those referred to in subparagraphs (iii), (iv) and (v) of this paragraph ..... 2.50
  - (iii) for plates issued where a vehicle is owned by the State Government or a State Board and bearing the expression "W.A. GOVT" ..... 7.50
  - (iv) for plates issued for a farm vehicle referred to in paragraph (f) of subsection (5) of section 19 of the Act ..... 8.00
  - (v) for taxi plates issued by the Authority ..... 3.50
- (d) [*Deleted by G.G. 5/12/75, p. 4369.*]

(3) Notwithstanding the charges imposed under subregulation (2) of this regulation, every identification tablet or number plate remains the property of the Authority and shall be returned thereto by the person being the owner, or other person in possession of the vehicle in respect of which it was issued, forthwith upon the cancellation of, or the disqualification of the licensee from holding, the licence, or within fifteen days of the expiry of the licence, in respect of which the identification tablet or number plate was issued.

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(3a) At any time whilst the use of a vehicle is prohibited under regulation 4 or under regulation 107 or 108 of the Vehicle Standards Regulations, 1977, the Authority may, by notice served on the owner or other person in possession of that vehicle, demand the return of identification tablets or number plates issued in respect of that vehicle and the owner or other person upon whom such a notice is served shall forthwith return those identification tablets or number plates to the Authority.

(4) A person who wishes to obtain personalised plates to replace ordinary plates previously issued in respect of a vehicle shall return those ordinary plates to the Authority.

(5) Except in a case referred to in subregulation (6) of this regulation a person who wishes to obtain ordinary plates to replace personalised plates previously issued in respect of a vehicle shall return those personalised plates to the Authority.

(6) A person to whom a set of personalised plates has been issued may, with the approval of the Authority, and on payment of a fee of \$3.00 to the Authority, transfer those plates to another vehicle owned by him and shall, where the vehicle from which the personalised plates were removed, is still licensed, obtain a set of ordinary plates from the Authority and affix those plates to the vehicle.

(7) [*Deleted by G.G. 10/3/78, p. 688.*]

Lost number  
plates.

23. (1) Where a number plate or number plates issued in respect of a vehicle are lost, the owner of the vehicle shall, forthwith, send to the Authority that issued it or them notice in writing of that happening and the Authority shall, on proof, by statutory declaration of the loss, and on production of the licence or certificate of registration, issue fresh number plates in respect of the vehicle.

(2) Where a number plate issued in respect of a vehicle has become dilapidated or is damaged, to such an extent as to render it illegible, the owner of the vehicle shall return the plate to the Authority, together with the licence of the vehicle, and the Authority shall either issue another number plate in substitution for the dilapidated or damaged number plate or a new set of number plates, as it thinks fit.

Nature of  
number  
plates.  
Substituted  
by  
G.G. 1/8/75,  
p. 2796.  
Amended by  
G.G. 12/8/77,  
p. 2610.

24. (1) Subject to subregulations (2) and (3) of this regulation, identification tablets and number plates shall display the expression "W.A." and such other words, letters and numerals as the Authority with the approval of the Minister may determine.

(2) Where a vehicle is owned by the State Government or by a State Board the expression "W.A. GOVT." shall appear above the letters and numerals on the identification tablets or number plates unless the Minister approves the use of identification tablets or number plates in accordance with subregulation (1) of this regulation.

(3) Identification tablets or number plates may be issued by the Authority displaying a letter or letters approved by the Authority indicating the district in which the owner of the vehicle resides, together with a numeral or numerals and shall in addition have the expression "W.A.", displayed above the letter or letters, numeral or numerals, or contained in any words displayed pursuant to subregulation (1) of this regulation, on the identification tablet or number plate.

(4) Any identification tablet or number plate issued pursuant to subregulation (3) of this regulation to an owner residing in the district of a Shire, shall have enamelled or painted in the same colour as the lettering and numerals, a circular figure in the shape of a disc of approximately thirty-eight millimetres in diameter, between the lettering and the numerals.

(5) Identification tablets and number plates shall bear the prescribed characters enamelled or painted thereon, in the colour and on the ground approved by the Authority for the class of tablets or plates concerned.

(6) The Authority may, by notice served on a licensee, require the licensee to surrender to it any identification tablets or number plates specified in the notice that are not reflective plates and on receipt of the appropriate charge prescribed in regulation 22 for the issue of plates, issue to the licensee a set of reflective plates by way of replacement.

(7) For the purposes of subregulation (6) of this regulation, a notice may be served on a licensee by—

- (a) personally serving the notice upon him;
- (b) by serving the notice upon him through the ordinary course of the post; or
- (c) by leaving the notice addressed to the licensee, without naming him or stating his address, in, upon or attached to the vehicle to which, are affixed the identification tablets or number plates to which the notice relates.

(8) A licensee who fails, within fourteen days after the service on him of a notice pursuant to subregulation (6) of this regulation, to surrender to the licensing authority, the identification tablets or number plates specified in the notice commits an offence.

25. (1) The owner or person in charge of a vehicle shall rigidly fix and keep the identification tablet or number plates of the vehicle thereon so that—

Number plate to be fixed on vehicle.

- (a) in the case of a trailer or jinker, the identification tablet or number plate is fixed and kept in a conspicuous place on the back of the vehicle, in an upright position and so that the characters thereon are clearly visible and legible, by day and by night; and
- (b) in the case of a motor vehicle, where the identification tablet or number plate is duplicated, one is fixed and kept in a conspicuous place in front, and one is fixed and kept in a conspicuous place on the back of the vehicle, in an upright position and so that the characters thereon are clearly visible and legible by day and by night.

(2) A patrolman may seize and take possession of an identification tablet or number plate that he has reasonable grounds to believe—

- (a) has not been issued in connection with a licence that is in force for the current licensing period;
- (b) is fixed to a vehicle other than that for which it was issued; or
- (c) should have been returned to the Authority in accordance with these regulations.

26. (1) An application for general number plates, pursuant to subsection (2) of section 26 of the Act, shall be made in writing to the Authority.

Manufacturers' or dealers' identification tablet and licence.

(2) The classes of persons eligible to hold general number plates are—

- (a) manufacturers of vehicles;
- (b) dealers in vehicles;
- (c) registered used car dealers;
- (d) persons carrying on the business of a repairer of motor vehicles;
- (e) persons carrying on the business of transporting motor vehicles on behalf of a manufacturer or dealer in new motor vehicles; and
- (f) vehicle body builders.

Amended by  
G.G. 1/8/75,  
p. 2796;  
G.G. 5/12/75,  
p. 4369;  
G.G. 17/12/76,  
p. 4980;  
G.G. 10/11/77,  
p. 4190.

(3) The conditions applying to the use of an unlicensed vehicle bearing general number plates are that—

- (a) the vehicle complies with the Vehicle Standards Regulations, 1977;
- (b) the vehicle is not used on a Sunday or a Public Holiday without the permission in writing of the Authority;
- (c) the vehicle is driven by, or in the presence of, the registered holder of the tablets or his servant, only;
- (d) the vehicle is not, without the special authority of the Minister, used for the purpose of being driven from place to place, for the purpose of seeking a purchaser, of advertising or of general demonstration.

(4) Subject to subregulation (3) of this regulation, a vehicle bearing general number plates may be used for the purposes of—

- (a) trial after completion or repair;
- (b) delivery to or from a manufacturer, dealer or repairer or his agent;
- (c) being driven from the premises of a dealer to that of an intending purchaser for the purpose of trial by him or his servant;
- (d) trial by an intending purchaser or his servant, for an unbroken period not exceeding 24 hours;
- (e) delivery to a purchaser after sale;
- (f) being driven to a licensing or examination centre for the purpose of being examined or licensed and on the return journey;
- (g) being driven to or from an Agricultural Show, an Agricultural Field Day or a Motor Show, for the purpose of being, or after being, exhibited there; or
- (h) being driven on such other occasions as the Minister may, by special authority in each case, from time to time permit.

(5) The characters on a general number plate shall comprise a combination of three letters and three numerals, with the expression "W.A.", above, and the word, "Dealer", below that combination and shall be enamelled or painted on the plate in the colour and on the ground approved by the Authority.

(6) [*Deleted by G.G. 1/8/75, p. 2796.*]

(7) A general number plate shall be fitted to the motor vehicle, in the position in which a number plate is required to be fitted by these regulations.

(8) The fees payable on the issue and for the use and possession, of general number plates is \$20.00 annually payable in advance.

(9) Where a general number plate or a set of general number plates is lost the person to whom that plate or set of plates was issued shall send to the Authority notice in writing of the loss and, subject to subregulation (4) of regulation 26A, the Authority shall, on proof by statutory declaration of the loss, issue a new set of general number plates to that person.

(10) Where a general number plate has become dilapidated, or is damaged, to such an extent as to render it illegible, the holder of the plate shall return the plate to the Authority and the Authority shall either issue another general number plate in substitution for the dilapidated or damaged plate or issue a new set of general number plates, as it thinks fit.

(11) The fee payable for the issue of a general number plate to replace a general number plate bearing the same characters is \$8.00.

26A. (1) In this regulation "the appointed day" means the day appointed by the Authority, by notice published in the *Gazette*<sup>1</sup>, as the day on and from which the provisions of subregulation (8) of this regulation shall take and have effect, being a day not less than sixty days after the day on which that notice is so published.

Further conditions for use of general plates.  
Added by G.G. 17/12/76, pp. 4980-1.  
Amended by G.G. 3/6/77, p. 1649;  
G.G. 18/11/77, p. 4308.

(2) Every person who is the holder of a set of general number plates issued before the appointed day, and who wishes to continue to use those plates on and after that day, shall before that day, pay to the Authority a deposit of \$20.00 in respect of that set of plates.

(3) A set of general number plates shall not be issued after the appointed day unless a deposit of \$20.00 is paid to the Authority in respect of that set of plates in addition to the fee prescribed for the issue of those plates.

(4) Where, on or after the appointed day, a declaration is made pursuant to subregulation (9) of regulation 26 declaring one or both plates of a set of general number plates to be lost, the deposit paid pursuant to this regulation in respect of that set of plates shall be forfeited to the Authority and a new set of plates shall not be issued to replace the lost plate or plates unless a further deposit of \$20.00 is paid to the Authority in addition to the fee prescribed for the issue of the new set of plates.

(5) Where, pursuant to subregulation (10) of regulation 26, a new set of general number plates is issued to replace a set that has become damaged or dilapidated, the deposit paid in respect of the damaged or dilapidated set of plates shall, for the purposes of this regulation, be deemed to have been paid in respect of the new set of plates.

(6) Where the holder of a set of general number plates surrenders those plates to the Authority the Authority shall refund to him the deposit paid under this regulation in respect of those plates.

(6a) Where the holder of a set of general number plates fails to return the plates to the Authority within 15 days from the expiry date of the annual fee payable pursuant to subregulation (8) of regulation 26, the Authority may retain the deposit paid pursuant to this regulation in respect of those plates.

(7) Adhesive labels indicating the month and year in which the annual fee for the use and possession of a set of general number plates is next payable shall be issued by the Authority to the holder of that set of plates—

- (a) on the payment of a deposit in respect of that set of plates pursuant to subregulation (2), (3) or (4), of this regulation and thereafter whenever the annual fee for their use and possession is paid;
- (b) on the issue of a plate or a set of plates pursuant to subregulation (10) of regulation 26.

(8) On or after the appointed day a general number plate shall not be used on an unlicensed motor vehicle unless—

- (a) that plate bears an adhesive label issued by the Authority pursuant to subregulation (7) of this regulation indicating the month and year in which the annual fee for the use and possession of the set of plates of which that plate forms part next becomes payable; and
- (b) that plate forms part of a set of general number plates in respect of which a deposit has been paid pursuant to subregulation (2), (3) or (4) of this regulation.

27. Except for the purpose of reinstating it to its original condition a person shall not paint or otherwise interfere with, or suffer any other person to paint or interfere with, an identification tablet or number plate that has been issued to him by the Authority.

Prohibition of painting or interfering with number plates.

<sup>1</sup> Appointed day 1st March, 1977; G.G. 17/12/76, p. 4979.

Engine  
identifica-  
tion marks.

28. (1) Upon an application to license a motor vehicle under these regulations, the Authority shall not grant the licence—

- (a) unless a clear and legible identification mark consisting of numerals or letters, or a combination of numerals and letters, is stamped on the engine of the vehicle; or
- (b) if the identification mark on the engine of the vehicle has been, or appears to have been altered, defaced, obliterated or removed.

(2) The owner or person in charge of a motor vehicle of which the engine or an engine part, bearing the identification mark, is changed or replaced shall, within seven days after the change or replacement, give to the Authority that licensed the vehicle a notice in writing setting out—

- (a) the date of the change or replacement of the engine or engine part;
- (b) the make and the registered number of the motor vehicle;
- (c) the name and address of the owner of the motor vehicle;
- (d) the identification mark on the engine or engine part so changed or replaced;
- (e) the identification mark (if any) on the engine or engine part substituted for that changed or replaced; and
- (f) the name and address of the person from whom the substituted engine or engine part was obtained.

(3) The Authority may allot an identification mark, where—

- (a) there is no identification mark on the engine of a motor vehicle; or
  - (b) the identification mark on the engine has been or appears to have been, altered, defaced, obliterated or removed.
- if it is satisfied that an identification mark is necessary for identifying the engine of the motor vehicle.

(4) Where an identification mark is allotted pursuant to the provisions of subregulation (3) of this regulation, the identification mark shall be stamped on the engine of the motor vehicle in such manner and in such position, as the Authority may direct; and upon the engine being so stamped, the motor vehicle shall be produced forthwith at the office of the Authority for inspection of the identification mark.

(5) Unless he has applied for, and is awaiting the allotment of, an identification mark for the engine of that motor vehicle, a person shall not use, or permit or suffer any other person to use, a motor vehicle of which—

- (a) the engine is not stamped with a clear and legible identification mark consisting of numerals or letters, or a combination of numerals and letters; or
- (b) the identification on the engine has been, or appears to have been, altered, defaced, obliterated or removed.

(6) Except with the approval, in writing, of the Authority, a person shall not—

- (a) alter, deface, obliterate or remove an identification mark from the engine of a motor vehicle; or
- (b) stamp on or affix to the engine of a motor vehicle any mark, number or letter purporting or intended to be, or that is a colourable imitation of, an identification mark of that engine.

#### PART V.—REGISTRATION LABELS.

Register of  
vehicle  
licences to  
be kept and  
registration  
labels to be  
issued.

29. A register of all licences for vehicles shall be kept by the Authority which shall, after the appropriate particulars are duly entered in the register and upon payment of the prescribed fee (if any), issue, together with every vehicle licence, a registration label.

30. (1) A registration label shall be in accordance with a form to be determined from time to time by the Minister, be printed in colours and indicate thereon the month, year, or portion of the year, in relation to which the licence is issued.

Form of registration labels.  
Amended by G.G. 2/4/76, p. 1048.

(2) A registration label shall be fitted to the windscreen of the vehicle in the position prescribed by these regulations or, if the vehicle has no windscreen, shall be placed and kept in a holder issued by the Authority; and the holder, with the registration label placed in it, shall be fitted and kept fitted to the vehicle in respect of which the label is issued, in the manner prescribed by, and in accordance with, these regulations.

(3) Where, under the provisions of subregulation (2) of this regulation, a registration label is required to be kept in a holder, the Authority issuing the label shall, at the request of the licensee and on payment of an amount not exceeding two dollars, supply a holder.

(4) A person to whom a registration label has been issued shall not place or keep the label in any holder other than that supplied to him, in accordance with subregulation (3) of this regulation, by the Authority.

31. (1) A registration label issued in respect of a vehicle shall have effect only for the duration of the licence in respect of which it is issued.

Registration labels valid for duration of licence.

(2) The Authority shall, on each subsequent renewal of a licence for a vehicle, issue a new registration label, as prescribed by these regulations.

32. (1) A registration label shall be placed and carried on the vehicle for which it is issued, so that—

Position on vehicle where registration label to be carried.  
Amended by G.G. 10/11/77, p. 4190.

(a) where the motor vehicle has a windscreen, the label is in such a position that its centre is approximately 152 millimetres from the bottom, near side corner of the windscreen and the front of the label is facing towards the front of the vehicle, or, where the left front glass ventilation window is of sufficient size to enable the label to be so affixed, is in a horizontal position on that ventilation window with the label facing towards the outside;

(b) where the motor vehicle has no windscreen, in the case of—

(i) a tractor or other vehicle not specified in this paragraph, the label is fitted in a holder, either on the near side of the vehicle or on the fore part of the driving cabin or compartment, in such a manner that the face of the label is clearly visible to a person who is standing outside the vehicle and facing the label;

(ii) a motor cycle, the label is fitted in accordance with the Vehicle Standards Regulations, 1977; and

(iii) a trailer, or caravan of the trailer type, the label is fitted in a holder on the near side of, and not more than 305 millimetres from the front of, the tray or body, in such a manner that the label faces the same direction as the near side of the tray or body to which it is fitted, and is clearly visible to a person who is standing outside the trailer or caravan and facing the label.

(2) In all cases the registration label or the holder and registration label shall be carried on the particular vehicle for which it is issued, so as to be clearly visible to a person directly facing the label, within a distance of two metres.

(3) The Authority shall, upon issuing a registration label under these regulations, indorse upon the label the particulars of the vehicle so registered.

Fee for duplicate registration label.  
Licences to be handed over on disposal.

33. A fee not exceeding 50 cents may be charged for a duplicate of a registration label.

34. Every person on disposing of a used vehicle, whether as principal or agent, shall forthwith hand the licence, or, where the vehicle is unlicensed, the last licence, for the vehicle to the person on whom the ownership of the vehicle is conferred.

#### PART VI.—TRAFFIC INSPECTORS.

Application of Part.

35. This Part applies to any traffic inspector (which term includes assistant inspector) referred to in subsection (3) of section 110 of the Act.

Certificate of appointment, badge of authority, uniform, etc.

36. (1) A certificate of the appointment of a traffic inspector shall be in the form of Form 1 in the Schedule.

(2) Every traffic inspector shall, when on duty, wear his badge of authority in a conspicuous place and the badge of authority shall be of a design approved by the Authority.

(3) Every traffic inspector shall, except where the Authority otherwise directs, wear the uniform approved by the Authority.

#### PART VII.—WARDENS.

Certificates of appointment. Amended by G.G. 1/3/75, p. 2796; G.G. 10/11/77, p. 4190.

37. (1) The certificate of appointment of a person as a warden appointed to perform duties relating to the controlling of vehicles and pedestrians at children's crossings and pedestrian crossings shall be in the form of Form 2 in the Schedule, and any warden so appointed is empowered to stop vehicles from proceeding through a children's crossing or a pedestrian crossing, to require vehicles to remain stationary and to prohibit persons from walking across or onto a children's crossing or a pedestrian crossing, and any warden so appointed may give such signals or directions to drivers of those vehicles and to those other persons as are necessary for that purpose.

(2) The certificate of appointment of a person as a warden appointed to perform duties relating to the parking and standing of vehicles shall be in the form of Form 3 in the Schedule, and any warden so appointed shall have such of the powers of a patrolman as are necessary for him to enforce the provisions of the Act and the Road Traffic Code, 1975 relating to the parking and standing of vehicles, including the powers of demanding the name and address of the driver or person in charge of any vehicle and the powers of requiring the owner of a vehicle to disclose the identity of the driver of the vehicle at any relevant time.

(3) Where the Minister has approved of the appointment of a person to be a warden to perform duties relating to the inspection of motor vehicles—

(a) the certificate of appointment of the person as such a warden shall be in the form of Form 4 in the Schedule; and

(b) any warden so appointed has power—

(i) to examine any vehicle at a place provided for the examination of vehicles and may for that purpose do all such things as are necessary for him to ascertain whether any such vehicle complies with the provisions of the Vehicle Standards Regulations, 1977, as in force from time to time under the Act;

(ii) to do all such things as patrolmen are authorised to do by regulations 107, 108 and 109 of the Vehicle Standards Regulations, 1977, as in force from time to time under the Act; and

(iii) to do all such things as patrolmen are authorised to do by subregulation (2) of regulation 25.



38. A warden appointed to perform duties relating to the controlling of vehicles and pedestrians at children's crossings and pedestrian crossings shall, at all times when he is performing those duties wear— Uniforms.

- (a) a peaked cap with white or yellow cover on which there is displayed a badge embossed or stamped with the words "Crossing Attendant"; and
- (b) a white or yellow coat.

PART VIII.—PENALTIES.

39. (1) A person committing a breach of any of these regulations is liable, for a first offence, to a penalty not exceeding one hundred dollars and, for a subsequent offence, to a penalty not exceeding two hundred dollars. Penalty for breach of a regulation.

(2) For the purposes of subregulation (1) of this regulation an offence against these regulations shall be regarded as a subsequent offence if the person by whom it is committed has previously committed an offence against these regulations, against the Traffic (Licensing Authorities) Regulations, 1968, as amended at any time or against the Traffic (Licensing Authorities) Regulations, 1974, as amended at any time.

SCHEDULE.

Road Traffic Act, 1974.

Amended by G.G. 23/7/76, p. 2534.

Reg. 36 (1).

Form 1.

CERTIFICATE OF APPOINTMENT OF TRAFFIC INSPECTOR BY LOCAL AUTHORITY.

Office of the Municipality of ..... THIS IS TO CERTIFY that ..... of ..... is a duly appointed Traffic Inspector under the provisions of section 110 of the Road Traffic Act, 1974, for the Municipal District of .....

Dated this ..... day of ..... 19.....

..... Mayor/President.

..... Town/Shire Clerk.

Road Traffic Act, 1974.

Reg. 37 (1)

Form 2.

CERTIFICATE OF APPOINTMENT OF WARDEN TO CONTROL VEHICLES AND PEDESTRIANS AT CROSSINGS.

This is to certify that ..... of ..... is duly appointed under the provisions of section 13 of the Road Traffic Act, 1974, to perform the duties of controlling vehicles and pedestrians at children's crossings and pedestrian crossings, in respect of that portion of ..... Street/Road lying between ..... Street and ..... Street and has such powers as are conferred on such wardens by the Act and Part VII of the Road Traffic (Licensing) Regulations, 1975.

Dated this ..... day of ..... 19.....

..... Chief Executive Officer, Road Traffic Authority.

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Road Traffic Act, 1974.

Reg. 37 (2)

Form 3.

CERTIFICATE OF APPOINTMENT OF WARDEN TO PERFORM PARKING DUTIES.

This is to certify that ..... of ..... is duly appointed under section 13 of the Road Traffic Act, 1974 to perform duties relating to the parking and standing of vehicles and has such powers as are conferred on such wardens by the Act and Part VII of the Road Traffic (Licensing) Regulations, 1975.

Dated this ..... day of ..... 19.....

..... Chief Executive Officer, Road Traffic Authority.

Road Traffic Act, 1974.

Reg. 37 (3)

Form 4.

CERTIFICATE OF APPOINTMENT OF WARDEN TO INSPECT MOTOR VEHICLES.

This is to certify that ..... of ..... is duly appointed under the provisions of section 13 of the Road Traffic Act, 1974, to perform the duties of the inspection of motor vehicles, and has such powers as are conferred on such wardens by the Act and Part VII of the Road Traffic (Licensing) Regulations, 1975.

Dated this ..... day of ..... 19.....

..... Chief Executive Officer, Road Traffic Authority.