

WESTERN AUSTRALIA

---

**MOTOR VEHICLE  
DEALERS (LICENSING)  
REGULATIONS 1974**

---

REPRINTED AS AT 28 MAY 1996

Reprinted under the  
*Reprints Act 1984* as  
at 28 May 1996

WESTERN AUSTRALIA

---

# MOTOR VEHICLE DEALERS (LICENSING) REGULATIONS 1974

---

## ARRANGEMENT

---

1.	Citation	1
2.	Interpretation	1
3.	Forms Schedules	2
4.	Particulars prescribed by forms	2
5.	Forms to be completed as directed	2
6.	False information	2
6A.	Prescribed period (section 19 (1))	2
6B.	Prescribed penalty for late application (section 19 (3))	3
7.	Fees	3
	<b>First Schedule</b>	
	<b>LIST OF FORMS</b>	4
	<b>Second Schedule</b>	5
	<b>THIRD SCHEDULE</b>	9
	<b>NOTES</b>	12

Reprinted under the  
*Reprints Act 1984* as  
at 28 May 1996

WESTERN AUSTRALIA

---

MOTOR VEHICLE DEALERS ACT 1973

## MOTOR VEHICLE DEALERS (LICENSING) REGULATIONS 1974

### Citation

1. These regulations may be cited as the *Motor Vehicle Dealers (Licensing) Regulations 1974*<sup>1</sup>.

### Interpretation

2. In these regulations, unless the contrary intention appears —

“**form**” means a form in the Second Schedule;

“**Schedule**” means a Schedule to these regulations;

“**section**” means a section of the Act;

“**the Act**” means the *Motor Vehicle Dealers Act 1973*.

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**Forms Schedules**

3. Where a provision in the Act is specified in the first column of the First Schedule, the form set out in the Second Schedule, of which the number is specified in the third column of the First Schedule opposite that provision, is prescribed as the form to be used for the purposes of that provision in relation to the matter or thing described in the second column of the First Schedule opposite that provision.

**Particulars prescribed by forms**

4. Where a form prescribed by these regulations requires completion by the insertion of particulars or other matters referred to in the form, those particulars or other matters are prescribed as the particulars or other matters required under the provisions of the Act for the purposes for which the form is prescribed.

**Forms to be completed as directed**

5. A form prescribed by these regulations and containing any directions for its completion shall be completed in accordance with those directions.

**False information**

6. A person who in any application or notice makes a false statement or misleading statement or representation commits an offence.

Penalty: \$200.

**Prescribed period (section 19 (1))**

6A. For the purposes of section 19 (1) of the Act, the prescribed period is 3 years.

*[Regulation 6A inserted in Gazette 29 December 1995  
p.6343.]*

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**r. 6B**

**Prescribed penalty for late application (section 19 (3))**

**6B.** For the purposes of section 19 (3) of the Act, the amount prescribed by way of a penalty for a late application is 25% of the appropriate licence fee.

*[Regulation 6B inserted in Gazette 29 December 1995  
p.6343.]*

**Fees**

**7.** The fees set out in the Third Schedule are the fees to be paid in respect of the matters to which they are applicable.

*[Regulation 7 inserted in Gazette 29 December 1995 p.6343.]*

Sch. 1

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**First Schedule  
LIST OF FORMS**

First Column	Second Column	Third Column
Provision of the Act for which Form Prescribed	Description of Form	Number of Form in Second Schedule
Section		
56 (2) (g) . .	Notice of Change of Employment or Place of Employment	14
24 (1) . . . .	Form of Register of Vehicle Dealers and registered premises	17
24 (1) . . . .	Form of Register of Yard Managers	18
24 (1) . . . .	Form of Register of Salesmen	19

*[First Schedule inserted in Gazette 29 December 1995 pp.6343-4.]*

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

Sch. 2

**Second Schedule**

[Forms 1, 2, 3, 4, 5, 5A, 5B, 5C, 5D, 5E, 6, 7, 8, 9, 10, 11, 12 and 13  
deleted]

Form 14

Western Australia

*Motor Vehicle Dealers Act 1973*  
(Section 56 (2) (g))

**NOTICE OF CHANGE OF EMPLOYMENT  
OR PLACE OF EMPLOYMENT**

TO: The Secretary,  
Motor Vehicle Dealers Licensing Board:  
This is to notify you that I, .....  
(Name)  
of .....  
(Address)  
being a licensed .....  
(Yard Manager/Salesman)  
holding licence No. .... employed by .....  
(Name of Licensed Vehicle Dealer)  
hereby notify you that I have changed my employment or place of employment  
as follows: —

Name of previous employer .....  
Address of previous employer .....  
Name of present employer .....  
Address of present employer .....

as from the ..... day of ..... 19 .....

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

Witness: .....  
(Signature of Yard Manager or  
Salesman)

This notice shall be given within 14 days of the change notified occurring.

† A person over the age of 18 years.

[Forms 15 and 16 deleted]

*Motor Vehicle Dealers Act 1973*  
(Section 24 (1))

**REGISTER OF VEHICLE DEALERS**

Licence No.

Licence-holder .....

Registered Office .....

Personal/Firm/Body Corporate .....

LICENCE		LICENCE		Business Names Listed in Application or Renewal	Names of Directors and Secretary	Names of Managers	Certificate of Registered Premises issued for Premises at	Names of Yard Manager for Premises
Application for Date Lodged	Application for Renewal Date Lodged	Granted Date	Renewal Date					

6

Sch. 2  
*Motor Vehicle Dealers (Licensing) Regulations 1974*



Form 18

Western Australia

Motor Vehicle Dealers Act 1973  
(Section 24 (1))

**REGISTER OF YARD MANAGERS**

Licence No.

Name of Licence-holder .....  
Residential Address .....

7

LICENCE		LICENCE		Name and Address of Vehicle Dealer Employed by	Yard Manager of Registered Premises Situate at
Date of Application for Issue Lodged	Date of Application for Renewal Lodged	Date Granted	Date Renewal		

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

Sch. 2

*Motor Vehicle Dealers Act 1973*  
(Section 24 (1))

**REGISTER OF SALESMEN**

Licence No. \_\_\_\_\_

Name of Licence-holder .....  
Residential Address .....

LICENCE		LICENCE		Name and Address of Vehicle Dealer Employed by	Salesman of Registered Premises Situates at
Date of Application for Issue Lodged	Date of Application for Renewal Lodged	Date Granted	Date Renewal		

[Second Schedule amended in Gazette 11 June 1976  
pp.1888-90; 22 October 1976 pp.3989-94; 6 March 1987  
pp.573-4; 13 September 1994 pp.4660-1; 29 December 1995  
p.6344.]

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**Sch. 3**

**THIRD SCHEDULE**

[Reg. 7]

\$

**Part 1 — Fees generally**

(1)	Application for a dealer's licence or renewal of a dealer's licence for the period prescribed by regulation 6A —	
(i)	if the dealer only specifies single premises to be registered in the dealer's name under section 21 in relation to the licence;	780
(ii)	if the dealer specifies 2 or more premises to be registered in the dealer's name . . . . . plus in respect of <u>each</u> premises to be registered in the dealer's name under section 21 in relation to the licence a further . . . . .	390  390
(2)	Application for yard manager's licence or renewal of yard manager's licence for the period prescribed by regulation 6A. . . . .	200
(3)	Application for salesman's licence or renewal of salesman's licence for the period prescribed by regulation 6A. . . . .	135
(4)	Application for car market operator's licence or renewal of car market operator's licence —	
(i)	if the operator only specifies single premises to be registered in relation to the licence . . . . .	780
(ii)	if the operator specifies 2 or more premises to be registered in the operator's name . . . . . plus in respect of each further premises to be registered in relation to the licence, a further . .	390  390
(5)	Application for certificate of exemption from the Act under section 30 (2) . . . . .	66
(6)	Application for temporary permit under section 30 (7)	26
(7)	Individual dealer — change to firm . . . . .	66
(8)	Individual dealer — change to body corporate . . . . .	66
(9)	Firm — change to sole proprietor . . . . .	66

Sch. 3

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

	\$
(10) Firm — change to body corporate . . . . .	66
(11) Body corporate change to individual or firm . . . . .	66
(12) Duplicate licence . . . . .	21
(13) Copy (certified or uncertified) or an extract of an individual registration in the register kept under section 24 of the Act —	
first page . . . . .	10
each subsequent page . . . . .	2
(14) Copy (certified or uncertified) or an extract of all registrations in the register kept under section 24 of the Act . . . . .	122
(15) Inspection of register kept under section 24 of the Act	10

**Part 2 — Transitional fees (under section 38 of the *Business Licensing Amendment Act 1995*)**

	one year \$	2 years \$
Application for renewal of a dealer's licence —		
(a) if the dealer only specifies single premises to be registered in the dealer's name under section 21 in relation to the licence . . . . .	260	520
(b) if the dealer specifies 2 or more premises to be registered in the dealer's name . plus in respect of <u>each</u> premises to be registered in the dealer's name under section 21 in relation to the licence a further . . . . .	130	260
Application for renewal of yard manager's licence . . . . .	65	130
Application for renewal of salesman's licence . . . . .	45	90
Application for renewal of a car market operator's licence —		
(a) if the car market operator only specifies single premises to be registered under section 21B in relation to the licence . . . . .	260	520

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**Sch. 3**

	one year \$	2 years \$
(b) if the car market operator specifies 2 or more premises to be registered in relation to the licence . . . . .	130	260
plus in respect of <u>each</u> premises to be registered under section 21B in relation to the licence a further . . . . .	130	260

*[Third Schedule inserted in Gazette 29 December 1995  
pp.6344-6; amended in Gazette 30 April 1996 p.1863.]*



*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

**NOTES**

<sup>1</sup> This reprint is a compilation as at 28 May 1996 of the *Motor Vehicle Dealers (Licensing) Regulations 1974* and includes the amendments in the reprint published in the *Gazette* on 8 December 1986 and amendments effected by the other regulations referred to in the following Table.

**Table of Regulations**

Regulation	Gazettal	Commencement	Miscellaneous
<i>Motor Vehicle Dealers (Licensing) Regulations 1974</i>	29 March 1974 pp.1103-21	29 March 1974	
(Regulations effecting amendments in the previous reprint are not referred to in this Table)			
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1987</i>	24 December 1986 pp.4998-9		
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1987</i>	6 March 1987 pp.573-4	6 March 1987	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1987</i>	4 September 1987 p.3518	4 September 1987	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1988</i>	22 July 1988 pp.2520-1	22 July 1988	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1989</i>	30 June 1989 p.1975	1 July 1989 (see regulation 2)	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1990</i>	1 August 1990 p.3652	1 August 1990	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1991</i>	13 December 1991 pp.6159-60	13 December 1991	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1992</i>	14 August 1992 pp.4017-18	14 August 1992	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1993</i>	30 November 1993 pp.6406-7	30 November 1993	

*Motor Vehicle Dealers (Licensing)  
Regulations 1974*

---

Regulation	Gazettal	Commencement	Miscellaneous
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1994</i>	13 September 1994 pp.4659-61	13 September 1994	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1995</i>	29 December 1995 pp.6343-6	29 December 1995	
<i>Motor Vehicle Dealers (Licensing) Amendment Regulations 1996</i>	30 April 1996 pp.1862-3	30 April 1996	

---