

CE303\*

Motor Vehicle Dealers Act 1973

## **Motor Vehicle Dealers (Licensing) Amendment Regulations (No. 2) 2002**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations may be cited as the *Motor Vehicle Dealers (Licensing) Amendment Regulations (No. 2) 2002*.

### **2. Commencement**

These regulations come into operation on the day on which the *Motor Vehicle Dealers Amendment Act 2002* comes into operation.

### **3. The regulations amended**

The amendments in these regulations are to the *Motor Vehicle Dealers (Licensing) Regulations 1974*\*.

[\* Reprinted as at 28 May 1996.

For amendments to 26 July 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 229, and Gazette 28 June 2002.]

### **4. Regulation 2 amended**

Regulation 2 is amended as follows:

- (a) by deleting the definitions of “Schedule” and “the Act”;
- (b) after the definition of “section” by deleting the semicolon and inserting instead a full stop.

**5. Regulation 6 amended**

Regulation 6 is amended by deleting “\$200” and inserting instead —

“ \$2 000 ”.

**6. Regulation 8 inserted**

After regulation 7 the following regulation is inserted —

“

**8. Classes of business and categories of licence**

- (1) A business described in the Fourth Schedule Column 2 is prescribed for the purposes of section 5A.
- (2) A category of dealer’s licence listed in the Fourth Schedule Column 1 is prescribed for the description of business opposite that category in Column 2.

”.

**7. First Schedule amended**

The First Schedule is amended as follows:

- (a) by deleting “registered” and inserting instead —  
“ authorised ”;
- (b) by deleting “Salesmen” and inserting instead —  
“ Salespersons ”.

**8. Second Schedule amended**

- (1) The Second Schedule Form 14 is amended by deleting “Salesman” in both places where it occurs and inserting instead —  
“ Salesperson ”.
- (2) The Second Schedule Form 17 is amended by deleting “Certificate of Registered Premises issued for” and inserting instead —  
“ Authorised ”.
- (3) The Second Schedule Form 18 is amended by deleting “Registered” and inserting instead —  
“ Authorised ”.
- (4) The Second Schedule Form 19 is amended as follows:
  - (a) by deleting “SALESMEN” and inserting instead —  
“ SALESPERSONS ”;
  - (b) by deleting “Salesman of Registered” and inserting instead —  
“ Salesperson of Authorised ”.

## 9. Third Schedule amended

The Third Schedule is amended as follows:

- (a) in item 1(a) by deleting “registered in the dealer’s name under section 21” and inserting instead —

“ authorised under section 20E(5) ”;

- (b) in item 1(b) by deleting “registered in the dealer’s name” where it first occurs and inserting instead —

“ authorised under section 20E(5) ”;

- (c) in item 1(b) by deleting “registered in the dealer’s name under section 21” and inserting instead —

“ authorised under section 20E(5) ”;

- (d) after item 1 by inserting the following items —

“

1A. Application under section 20F in respect  
of change of premises . . . . . 76

1B. Application under section 20F in respect  
of each added premises . . . . . 453

1C. Application for a temporary permit under  
section 20H . . . . . 30

”;

- (e) in item 3 by deleting “salesman’s” in both places where it occurs and inserting instead —

“ salesperson’s ”;

- (f) in item 4 by deleting “licence” in each of the 3 places where it occurs and inserting instead —

“ registration ”;

- (g) in item 4(a) by deleting “registered” and inserting instead —

“ authorised under section 21A(5) ”;

- (h) in item 4(b) by deleting “registered in the operator’s name” and inserting instead —

“

authorised under section 21A(5) in relation to the  
registration

”;

- (i) in item 4(b) by deleting “registered in relation to the licence,” and inserting instead —

“

authorised under section 21A(5) in relation to the  
registration,

”;

- (j) after item 4 by inserting the following items —
- “
- |     |  |     |
|-----|--|-----|
| 4A. | Application under section 21B in respect of alteration of premises . . . . . | 76  |
| 4B. | Application under section 21B in respect of each added premises . . . . .    | 453 |
- ”.
- (k) in item 5 by deleting “section 30(2)” and inserting instead —
- “ section 31(1) ”;
- (l) in item 6 by deleting “permit under section 30(7)” and inserting instead —
- “ authorisation under section 16(2) or 17(2) ”.

#### 10. Fourth Schedule inserted

After the Third Schedule the following Schedule is inserted —

“

#### Fourth Schedule

[r. 8]

#### Classes and descriptions of business and categories of dealer's licence

Column 1 Category of licence	Column 2 Description of business
A	Buying, selling and auctioning vehicles other than motor cycles, caravans or campervans.
B	Buying, selling and auctioning motor cycles.
C	Buying, selling and auctioning caravans and campervans.
D	Buying any vehicles for the purpose of dismantling them and selling off the parts.
E	Acting as an agent to facilitate the selling or purchase of any vehicles on behalf of members of the public.
F	Hiring out vehicles, buying, vehicles for hiring out, and selling and auctioning any vehicles that have been hired out by the dealer.
Any combination of A, B, C, D, E and F, as nominated by the dealer.	The businesses subject of the nominated categories.

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By Command of the Governor,

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