

TR302*

Road Traffic Act 1974

Road Traffic (Vehicle Standards) Amendment Regulations 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Road Traffic (Vehicle Standards) Amendment Regulations 1999*.

2. The regulations amended

The amendments in these regulations are to the *Road Traffic (Vehicle Standards) Regulations 1977**.

[* Reprinted as at 29 July 1996.

For amendments to 15 January 1999 see 1997 Index to Legislation of Western Australia, Table 4, pp. 237-8, and Gazette 12 May, 23 June and 17 November 1998.]

3. Regulation 103B amended

Regulation 103B(b) is amended by inserting after “1008,” —
“ 1017A, 1017B, ”.

4. Regulations 1017A and 1017B inserted

After regulation 1017 the following regulations are inserted —

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1017A. Requirement to fit immobilizers

- (1) A motor vehicle to which regulation 1017B applies shall be fitted with an approved device at the time the first application is made on or after 1 July 1999 —
 - (a) under section 18 of the Act for the grant of a licence for the vehicle; or
 - (b) under section 24 of the Act for the transfer of the licence for the vehicle,whichever occurs first.
- (2) An application is not a “**first application**” for the purposes of subregulation (1) if it is made —
 - (a) for —
 - (i) the transfer of a licence referred to in section 76C(6)(a) of the *Stamp Act 1921*; or
 - (ii) the issue of a licence referred to in section 76C(6)(b) of that Act,and the certification required by section 76C(7) of that Act has been given in relation to the transfer or issue of the licence; or
 - (b) for the transfer of the licence for a vehicle and the licence is to be transferred —
 - (i) under a testamentary instrument, or on an intestacy, to a person who is entitled to that vehicle in terms of the instrument or on the intestacy; or
 - (ii) to comply with a judgment or order of a court.
- (3) If a vehicle is required under subregulation (1) to be fitted with an approved device at the time an application is made, that requirement continues in force from that time.

- (4) In this regulation and regulation 1017B —

“approved device” means a device, approved by the Director General by notice published in the *Gazette*, that is designed to secure a vehicle against theft.

1017B. Classes of vehicles to be fitted with immobilizers

- (1) Except as stated in subregulation (2), this regulation applies to a motor vehicle —

- (a) that is —

- (i) a motor car;
- (ii) a motor wagon that has a manufacturer’s gross vehicle mass that does not exceed 4.5 tonnes; or
- (iii) an omnibus;

and

- (b) that has a tare that does not exceed 3 tonnes.

- (2) This regulation does not apply to a motor vehicle —

- (a) manufactured 25 years or more before the time the first application referred to in regulation 1017A(1) is made in relation to the vehicle;
- (b) to which regulation 21D of the *Road Traffic (Licensing) Regulations 1975* applies; or
- (c) exempted by the Director General, by notice published in the *Gazette* or notice in writing given to the owner of the vehicle, from the requirement to be fitted with an approved device.

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By Command of the Governor,

ROD SPENCER, Clerk of the Executive Council.
