

TN303

Road Traffic (Vehicles) Act 2012

## **Road Traffic (Vehicles) Amendment Regulations 2021**

**SL 2021/206**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Road Traffic (Vehicles) Amendment Regulations 2021*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Road Traffic (Vehicles) Regulations 2014*.

**4. Regulation 109 amended**

In regulation 109 insert in alphabetical order:

*eligible vehicle* means a licensed vehicle that is not —

- (a) a vehicle with a seasonal heavy vehicle licence;  
or
- (b) an authorised on-demand rank or hail vehicle;

*reserved plate* means an ordinary plate, exclusive display rights to which have been allocated under regulation 128A(1) or (2);

**5. Regulation 112 amended**

In regulation 112:

- (a) in paragraphs (a) and (d) delete “(da) or (db)” and insert:

(da), (db) or (g)

- (b) in paragraph (g) delete “special plates or name plates” (each occurrence) and insert:

special plates, name plates or reserved plates

**6. Regulation 113 amended**

- (1) In regulation 113(4) delete “vehicle unless the personalised plates, special plates or name plates, as the case may be,” and insert:

vehicle, or to replace reserved plates being used on a vehicle, unless the plates to be replaced

- (2) In regulation 113(5) delete “special plates or name plates” and insert:

special plates, name plates or reserved plates

**7. Regulation 114 amended**

In regulation 114(1) after “issued” insert:

or who has the exclusive right to display a set of reserved plates

**8. Regulation 115 amended**

- (1) In regulation 115(2) delete “ordinary number plate” and insert:

ordinary plate (other than a reserved plate)

- (2) After regulation 115(3)(b) insert:

(ba) reserved plates; or

**9. Regulation 116 amended**

- (1) In regulation 116(2) delete “ordinary number plates,” and insert:

ordinary plates (other than reserved plates),

- (2) After regulation 116(3)(b) insert:

(ba) reserved plates; or

**10. Part 4 Division 3 heading replaced**

Delete the heading to Part 4 Division 3 and insert:

**Division 3 — Name plates, special plates and reserved plates**

**11. Regulation 128A inserted**

After regulation 128 insert:

**128A. Reserved plates**

- (1) If an ordinary plate is for the time being used on an eligible vehicle, the CEO may allocate the exclusive right to display the ordinary plate to the responsible person for that vehicle.
- (2) If an ordinary plate is for the time being not used on a vehicle but has previously been used on an eligible vehicle, the CEO may allocate the exclusive right to display the ordinary plate to the person who, immediately before the plate last ceased to be used on an eligible vehicle, was the responsible person for that vehicle.
- (3) With the authorisation of the Treasurer, the CEO may on behalf of the Crown in right of the State seek and receive payment in return for the allocation of an exclusive right under subregulation (1) or (2).

**12. Regulation 129 amended**

- (1) In regulation 129(1) delete “plate or name plate” and insert:  
  
plate, a name plate or a reserved plate
- (2) Delete regulation 129(2).
- (3) In regulation 129(3) and (5) delete “plate or name plate” and insert:  
  
plate, a name plate or a reserved plate
- (4) Delete regulation 129(6) and insert:  
  
(6) The buyer of the right to display a special plate, a name plate or a reserved plate must —
  - (a) provide to the CEO the original instrument of transfer of the right to display the plate; and
  - (b) either —
    - (i) nominate an eligible vehicle on which the plate is to be used as a number plate; or
    - (ii) request the CEO to retain the plate under regulation 131;and

- (c) pay to the CEO the relevant fee under regulation 130 and, if applicable, regulation 131.

(5) In regulation 129(7):

- (a) delete “plate or name plate —” and insert:

plate, a name plate or a reserved plate —

- (b) delete paragraph (b);

- (c) in paragraph (c) delete “special”.

Note: The heading to amended regulation 129 is to read:

**Right to display special plates, name plates, reserved plates**

**13. Regulation 130 amended**

(1) After regulation 130(1) insert:

- (1A) The fee payable for the transfer of the right to display a reserved plate is \$96.60.

(2) In regulation 130(3) —

- (a) delete “(1)” and insert:

(1), (1A)

- (b) delete “plate or a name plate —” and insert:

plate, a name plate or a reserved plate —

(3) In regulation 130(4) —

- (a) in paragraph (a) delete “plate or name plate” and insert:

plate, a name plate or a reserved plate

- (b) delete “special plate or name” (2<sup>nd</sup> and 3<sup>rd</sup> occurrences);

- (c) after “(1),” insert:

(1A),

Note: The heading to amended regulation 130 is to read:

**Fees for transfer of right to display special plates, name plates, reserved plates**

**14. Regulation 131 amended**

(1) In regulation 131(1) —

- (a) delete “plate or name plate” and insert:  
  
plate, a name plate or a reserved plate
- (b) delete “a licensed” and insert:  
  
an eligible
- (2) In regulation 131(2) delete “special”.
- (3) Delete regulation 131(3) and (4) and insert:
  - (3) If the fee due under subregulation (2) remains unpaid 3 years after the plate is accepted for storage by the CEO —
    - (a) the person’s right to display the plate ceases;  
and
    - (b) the CEO must give written notice of the cessation to the person by sending it to the address most recently notified by the person to the CEO.
  - (4) A failure by the CEO to give notice under subregulation (3)(b) does not preserve or revive a person’s right to display a plate.

Note: The heading to amended regulation 131 is to read:

**Retention of special plates, name plates, reserved plates by CEO**

V.MOLAN, Clerk of the Executive Council.

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