WESTERN AUSTRALIA

# MOTOR VEHICLE (THIRD PARTY INSURANCE SURCHARGE) REPEAL ACT

No. 8 of 1988

AN ACT to repeal the Motor Vehicle (Third Party Insurance Surcharge) Act 1962, to amend the Motor Vehicle (Third Party Insurance) Act 1943 and for connected purposes.

[Assented to 30 June 1988]

The Parliament of Western Australia enacts as follows:

### PART 1-PRELIMINARY

## Short title

1. This Act may be cited as the Motor Vehicle (Third Party Insurance Surcharge) Repeal Act 1988.

### Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

## PART 2—MOTOR VEHICLE (THIRD PARTY INSURANCE SURCHARGE) ACT 1962

# **Repeal of Act**

**3.** The Motor Vehicle (Third Party Insurance Surcharge) Act 1962\* is repealed.

[\*Reprinted as approved 5 August 1974 and amended by Act No. 51 of 1986.]

PART 3-MOTOR VEHICLE (THIRD PARTY INSURANCE) ACT 1943

# **Principal** Act

4. In this Part the Motor Vehicle (Third Party Insurance) Act 1943\* is referred to as the principal Act.

[\*Reprinted as approved 12 January 1981 and amended by Acts Nos. 106 of 1981, 81 of 1982, 98 of 1985, 51 and 65 of 1986 and 107 of 1987.]

# Section 3P repealed

5. Section 3P of the principal Act is repealed.

# Section 3R amended

6. Section 3R of the principal Act is amended in subsection (4) (b) by deleting "all amounts received by the Board on account of the surcharge payable under the Motor Vehicle (Third Party Insurance Surcharge) Act 1962 and".

# Section 4 amended

7. Section 4 of the principal Act is amended in subsection (8) (a) by deleting "together with the surcharge payable under the Motor Vehicle (Third Party Insurance Surcharge) Act 1962, in respect of that premium".

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## Section 25 amended

8. Section 25 of the principal Act is amended by deleting paragraph (ca).

### PART 4-SAVING

# Saving

9. (1) The provisions of the Motor Vehicle (Third Party Insurance Surcharge) Act 1962 and the Motor Vehicle (Third Party Insurance) Act 1943, as in force immediately before the coming into operation of this Act shall continue to apply to and in relation to—

- (a) a surcharge payable in respect of the grant of a vehicle licence if that licence is granted before 1 July 1988; and
- (b) a surcharge payable in respect of the grant of a renewal of a vehicle licence if, pursuant to section 18 (4) of the *Road Traffic* Act 1974, that renewal has effect, or is deemed to have effect, on and from a day not later than 30 June 1988.

(2) In subsection (1)—

- "surcharge" has the same meaning as under the Motor Vehicle (Third Party Insurance Surcharge) Act 1962;
- "vehicle licence" has the same meaning as under the Road Traffic Act 1974.