

MOTOR VEHICLE (THIRD PARTY INSURANCE) (No. 2).

No. 55 of 1975.

AN ACT to amend the Motor Vehicle (Third Party Insurance) Act, 1943-1975.

[Assented to 15th October, 1975.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Motor Vehicle (Third Party Insurance) Act Amendment Act (No. 2), 1975.*

Short title and citation.

(2) In this Act the Motor Vehicle (Third Party Insurance) Act, 1943-1975 is referred to as the principal Act.

Reprinted as approved for reprint 3rd May, 1974 and amended by Acts Nos. 58 of 1974 and 7 of 1975.

(3) The principal Act as amended by this Act may be cited as the Motor Vehicle (Third Party Insurance) Act, 1943-1975.

Section 3
amended.

2. Subsection (1) of section 3 of the principal Act is amended by adding after the interpretation "Motor vehicle" an interpretation as follows—

"Nominated member" includes a member of the Trust appointed by the Governor after no nomination or no sufficient nomination has been made within the prescribed time.

Section 3A
amended.

3. Section 3A of the principal Act is amended—

(a) by deleting paragraphs (b) and (c) of subsection (3) and substituting a paragraph as follows—

(b) four shall be nominated by participating approved insurers other than the State Government Insurance Office. ; and

(b) by deleting the words "the body in respect of the representative of which no nomination or no sufficient nomination has been made" in lines six, seven and eight of subsection (4), and substituting the words "participating approved insurers other than the State Government Insurance Office".

Section 3B
repealed
and
re-enacted.

4. The principal Act is amended by repealing section 3B and re-enacting that section as follows—

Term of
office.

3B. Each nominated member of the Trust shall hold office for a period of four years from the date of his appointment and is eligible for re-nomination and re-appointment. .

5. The principal Act is amended by adding after section 3B a section as follows—

Section 3BA added.

3BA. (1) Each of the nominated members of the Trust holding office immediately before the date of the coming into operation of the Motor Vehicle (Third Party Insurance) Act Amendment Act (No. 2), 1975 shall be deemed, on and after that date, to be members nominated by participating approved insurers other than the State Government Insurance Office.

Transitional provisions as to nominated members.

(2) Notwithstanding section three B of this Act—

(a) the date on which the term of office of a nominated member referred to in subsection (1) of this section expires shall be determined in accordance with the provisions of this Act as in force immediately before the coming into operation of the Motor Vehicle (Third Party Insurance) Act Amendment Act (No. 2), 1975;

(b) of the two members appointed to fill vacancies in the office of nominated member of the Trust that occur by effluxion of time in the year one thousand nine hundred and seventy-six—

(i) one shall hold office for a period of three years from the date of his appointment; and

(ii) one shall hold office for a period of four years from the date of his appointment,

and the instrument by which they are appointed shall specify which of them shall hold office for those respective periods. .

