

AUSTRALIAN CAPITAL TERRITORY

MOTOR TRAFFIC (AMENDMENT) ORDINANCE (NO. 7) 1985  
ORDINANCE NO. 63 1985

EXPLANATORY STATEMENT

The Motor Traffic (Amendment) Ordinance (No. 7) 1985 alters the procedures set out in the Motor Traffic Ordinance ('the Principal Ordinance') for the notification of change of ownership of vehicles. At the same time the opportunity has been taken to revise the procedures for the amendment of licences and certificates of registration where particulars have been altered and to make a number of technical amendments. These amendments introduce a more direct system of notification of change of ownership of vehicles which will ensure that the Registrar's records more fully reflect the actual ownership of vehicles.

Section 1 cites the short title of the Ordinance as the Motor Traffic (Amendment) Ordinance (No. 7) 1985.

Section 2 defines the 'Principal Ordinance' as the Motor Traffic Ordinance 1936.

Section 3 allows for an abbreviation of the owner's name to appear on registration certificates and requires the Registrar to maintain a separate record of the registered owner's full name which is deemed for certain purposes to be the name specified in the certificate of registration.

Section 4 substitutes a new section 22 in the Principal Ordinance which sets out the new procedures for notifying the disposal of a vehicle and for obtaining the transfer of the registration of a vehicle. The principal features of the revised scheme are that the disposing owner is required to provide the Registrar with a notice of disposal, which is a separate detachable part of the registration papers. The new owner is required to provide the Registrar with certain specified particulars and apply for either cancellation or transfer of the vehicle's registration. Where a notice of disposal, but not a request for the cancellation or transfer, is received the Registrar may cancel the registration of the vehicle.

Section 5 amends section 23 to bring the time limit for applications to transfer number plates from one vehicle to another (14 days) into line with the new section 22.

Section 6 brings section 24 of the Principal Ordinance, which deals with the sale of motor vehicles on behalf of other person, into conformity with the new section 22.

Section 7 amends section 25 of the Principal Ordinance which requires the Registrar to issue a new registration certificate where any of the matters affecting the particulars on the old certificate have been altered.

Section 8 repeals section 96 of the Principal Ordinance, which requires recipients of a registration certificate or licence to acknowledge their receipt in writing and which entitles a person receiving a first registration or licence to a free copy of the Principal Ordinance.

Section 9 applies where a person alters his name or address and requires the Registrar to issue a new registration certificate incorporating the new name or address and in relation to a licence gives the Registrar the option of amending the licence or issuing a new licence incorporating the new name or address.

Section 10 amends section 100 of the Principal Ordinance to remove the requirement for an expired certificate of registration or licence to be returned to the Registrar.

Section 11 repeals section 101 of the Principal Ordinance which imposes an additional fee on persons who fail to return expired number-plates.

Section 12 amends section 105 of the Principal Ordinance to provide that, where the Registrar decides to renew a registration or licence on application made after the old registration or licence expires, the renewal is effective from the date of that decision, not the date of expiry; and to provide that, in assessing the fee for a licence or vehicle registration for a period of less than 12 months, fractions of 10 cents shall be ignored.

Section 13 provides that the amendments to the Principal Ordinance made by section 3 (abbreviated names), 4 (transfer of registration) and 5 (transfer of number-plates to owner's new vehicle) shall apply to new or renewed registrations for a period commencing on or after 1 January 1986, the registration certificates for which may be issued on or after 1 December 1985.

Ord. 55/85