

Road Transport (General) Applications for Registration – Written-off Vehicles Declaration and Order 2020 (No 1)*

Disallowable instrument DI2020–128

made under the

Road Transport (General) Act 1999, section 13 (1) (Power to exclude vehicles, persons or animals from road transport legislation) and section 14 (1) (b) (Application orders and emergency orders)

1 Name of instrument

This instrument is the *Road Transport (General) Applications for Registration – Written-off Vehicles Declaration and Order 2020 (No 1)*.

2 Commencement

This instrument commences on the day after notification.

3 Declaration

I declare that the requirement in section 32A (3) (b) of the *Road Transport (Vehicle Registration) Regulation 2000* that the road transport authority must refuse an application for registration of a vehicle that is a repairable write-off when the vehicle was not a registered vehicle at the time it became a written-off vehicle, does not apply in the circumstances identified in clause 5.

4 Application order

I order that the period for which a certificate of inspection is in force under section 146 (3) of the *Road Transport (Vehicle Registration) Regulation 2000* is extended from 1 month to 3 months in the circumstances identified in clause 5 for the period this instrument is in force.

5 Circumstances under which declaration and application order applies

1. The applicant for registration is an ACT resident.
2. The vehicle the subject of the application:
 - a. is a repairable write-off due to hail damage incurred in the hailstorm on 20 January 2020;
 - b. was purchased in the ACT;
 - c. was registered in another jurisdiction when written-off; and

*Name amended under Legislation Act, s 60

- d. has been subject to the following inspections in the ACT evidenced by a certificate of inspection:
 - i. a roadworthy inspection conducted at a vehicle inspection station operated by the road transport authority or by an authorised examiner at approved premises; and
 - ii. an identity inspection conducted at a vehicle inspection station operated by the road transport authority.

6 Period of effect of declaration and application order

The declaration and application order have effective from the commencement of this instrument until it expires or is revoked.

7 Expiry

This instrument expires 12 months after commencement.

8 Definitions

In this instrument:

approved premises means premises that are approved under section 131 of the *Road Transport (Vehicle Registration) Regulation 2000*

authorised examiner means a person who is authorised under section 119 of the *Road Transport (Vehicle Registration) Regulation 2000* as an examiner

certificate of inspection means a certificate issued in accordance with section 146 of the *Road Transport (Vehicle Registration) Regulation 2000*

identity inspection means an inspection to determine the vehicle is the original vehicle to which the vehicle identifier was assigned in accordance with section 32A (3) (a) of the *Road Transport (Vehicle Registration) Regulation 2000*

registered vehicle means a vehicle registered in the ACT under the *Road Transport (Vehicle Registration) Act 1999*

repairable write-off – see the *Road Transport (General) Regulation 2000*, section 20

vehicle inspection station means a place operated by or for the road transport authority to find out whether registrable vehicles comply with the applicable vehicle standards for the vehicles or other registration requirements

Shane Rattenbury MLA
Minister for Justice, Consumer Affairs and Road Safety
27 May 2020