



Australian Capital Territory

Sale of Motor Vehicles Regulations 1977 No 21

made under the

Sale of Motor Vehicles Act 1977

Republication No 2

Republication date: 17 July 2002

Last amendment made by Act 2001 No 70

Amendments incorporated to 14 September 2002

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Sale of Motor Vehicles Regulations 1977*, made under the *Sale of Motor Vehicles Act 1977*, as in force on 17 July 2002. It includes any amendment, repeal or expiry affecting the republished law to 14 September 2002 and any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes).

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.

Amendments incorporated to
14 September 2002



Australian Capital Territory

Sale of Motor Vehicles Regulations 1977

made under the

Sale of Motor Vehicles Act 1977

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Amendments incorporated to
14 September 2002



Australian Capital Territory

Sale of Motor Vehicles Regulations 1977

made under the

Sale of Motor Vehicles Act 1977

1 Name of regulations

These regulations are the *Sale of Motor Vehicles Regulations 1977*.

3 Additional information to be contained in applications for licences

An application for the grant of a licence shall, in addition to containing the information required under the Act, section 10 or 11, as the case may be, state—

- (a) if the applicant has at any time applied for the grant of a licence under the Act or under a law of a State relating to the licensing of motor vehicle dealers—
 - (i) when and to whom the application was made; and
 - (ii) whether the application was successful; and
- (b) if the applicant has previously been granted a licence under the Act or under a law of a State or other Territory relating to the licensing of motor vehicle dealers—
 - (i) whether the licence is still in force;
 - (ii) whether the licence has at any time been suspended; and
 - (iii) if the licence is not still in force—whether it was revoked or cancelled by the issuing authority; and
- (c) the name or names under which the applicant proposes to carry on business as a licensed dealer; and
- (d) in relation to each place where the applicant proposes to carry on business as a dealer in the ACT—the area of that part of the place where it is proposed to display motor vehicles for sale; and
- (e) for an application by a corporation—whether a director of the corporation is a bankrupt, or is for the time being taking the benefit of any law for the relief of bankrupt or insolvent

debtors, or is a person whose remuneration is, for the time being, assigned for the benefit of his or her creditors.

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
IA = Interpretation Act 1967	renum = renumbered
ins = inserted/added	reloc = relocated
LA = Legislation Act 2001	R[X] = Republication No
LR = legislation register	s = section/subsection
LRA = Legislation (Republication) Act 1996	sch = schedule
mod = modified / modification	sdiv = subdivision
No = number	sub = substituted
num = numbered	SL = Subordinate Law
o = order	<u>underlining</u> = whole or part not commenced or to be expired
om = omitted/repealed	

3 Legislation history

These regulations were originally called the *Sale of Motor Vehicles Regulations* and were originally made under a Commonwealth ordinance—the *Sale of Motor Vehicles Ordinance 1977* No 29 (Cwlth).

The *Australian Capital Territory (Self-Government) Act 1988* (Cwlth), s 34 (4) converted most former Commonwealth ordinances in force in the ACT, and the regulations made under them, into ACT enactments. This allowed the ACT Legislative Assembly to amend and repeal the laws. The *Sale of Motor Vehicles Ordinance 1977* and the *Sale of Motor Vehicles Regulations* were converted into ACT enactments on 11 May 1989 (self-government day).

As with most ordinances in force in the ACT, the name of the ordinance was changed from *Ordinance* to *Act* by the *Self-Government (Citation of Laws) Act 1989* No 21, s 5 on 11 May 1989 (self-government day).

These regulations were renamed as the *Sale of Motor Vehicles Regulations 1977* by the *Justice and Community Safety Legislation Amendment Act 2001*, amdt 2.1.

Before 12 September 2001, regulations commenced on their notification day unless otherwise stated (see *Interpretation Ordinance 1914* s 5, *Interpretation Ordinance 1937* s 16, *Interpretation Act 1967* s 50, *Subordinate Laws Act 1989* s 6).

Legislation before becoming Territory enactment

Sale of Motor Vehicles Regulations 1977 No 21

notified 2 September 1977

commenced 2 September 1977

as amended by

Sale of Motor Vehicles Regulations (Amendment) 1982 No 39

notified 18 August 1982

commenced 18 August 1982

Sale of Motor Vehicles Regulations (Amendment) 1983 No 18

notified 30 September 1983

commenced 1 October 1983 (reg 2)

Endnotes

4 Amendment history

Legislation after becoming Territory enactment

Legislation (Consequential Amendments) Act 2001 No 44 pt 356

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 356 commenced 12 September 2001 (s 2 and see Gaz 2001 No S65)

Justice and Community Safety Legislation Amendment Act 2001 No 70 sch 2

notified LR 14 September 2001

commenced 14 September 2001 (s 2 (5))

4 Amendment history

Name of regulations

reg 1 sub Act 2001 No 70 amdt 2.1

Interpretation

reg 2 om Act 2001 No 44 amdt 1.3867

Additional information to be contained in applications for licences

reg 3 am Act 2001 No 70 amdt 2.2, amdt 2.3

Licence fee

reg 4 om 1983 No 18 reg 2

Contribution payable to compensation fund

reg 5 om 1983 No 18 reg 2

Fee for copy of licence

reg 6 am 1982 No 39

om 1983 No 18 reg 2

Fee for inspection of the register

reg 7 om 1983 No 18 reg 2

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	SL 1983 No 18	30 June 1991

Authorised when accessed at www.legislation.act.gov.au or in authorised printed form

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