



ANNO TRICESIMO QUARTO

ELIZABETHAE II REGINAE

A.D. 1985

No. 61 of 1985

An Act to amend the Motor Vehicles Act, 1959.

[Assented to 30 May 1985]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Motor Vehicles Act Amendment Act, 1985". Short title.

(2) The Motor Vehicles Act, 1959, is in this Act referred to as "the principal Act".

2. (1) This Act shall come into operation on a day to be fixed by proclamation. Commencement.

(2) The Governor may, in a proclamation fixing a day for this Act to come into operation, suspend the operation of specified provisions of this Act until a subsequent day fixed in the proclamation, or a day to be fixed by subsequent proclamation.

3. Section 5 of the principal Act is amended by striking out from subsection (1) the definition of "number" and substituting the following definition: Amendment of s. 5— Interpretation.

"number" means—

- (a) a figure or a combination of figures;
- (b) a combination of letters of the alphabet;
- or
- (c) a combination of figures and letters of the alphabet.

4. Section 24 of the principal Act is amended—

- (a) by striking out paragraph (b) of subsection (1);
- and
- (b) by striking out subsection (1a).

Amendment of s. 24—
Duty to grant registration.

5. Sections 46, 46a and 47 and the heading preceding those sections are repealed, and the following heading and sections are substituted:

Repeal of heading and sections and substitution of new heading and sections.

Numbers and Number Plates

Allotment of
number on
registration.

46. (1) On registering a motor vehicle under this Act, the Registrar shall allot a number to the vehicle.

(2) The Registrar may, at any time, vary or amend the number allotted to a vehicle under subsection (1).

Duty to carry
number plates.

47. (1) A person shall not drive a motor vehicle on a road unless—

(a) a number plate or plates—

(i) that conform to the specifications and design prescribed for number plates of a class established under section 47a;

and

(ii) that bear the number allotted to the vehicle under this Act,

are attached to the vehicle in accordance with the regulations;

or

(b) the number allotted to the vehicle under this Act is marked on the vehicle in accordance with the regulations.

Penalty: \$200.

(2) This section does not apply to—

(a) a motor vehicle exempted from registration under this Act;

(b) a motor vehicle in relation to which a permit has been issued under this Act permitting the vehicle to be driven without registration;

or

(c) a person who fails to comply with this section by reason of damage caused by a collision or other road accident where the person has had no reasonable opportunity to repair the damage.

Classes of number
plates and
agreements for
the allotment of
numbers.

47a. (1) The Registrar may, by notice published in the *Gazette*, establish different classes of number plates and prescribe the specifications and design to which number plates of each class must conform.

(2) The Registrar may, in a notice under subsection (1), declare that number plates of a particular class may not be attached to a motor vehicle except pursuant to an agreement under subsection (4).

(3) The Registrar may, by notice published in the *Gazette*, vary or revoke a notice under this section.

(4) The Registrar may enter into an agreement with a person providing for any of the following matters:

(a) the right to be allotted a particular number in respect of a vehicle registered or to be registered in the person's name;

- (b) the right to attach number plates of a particular class to a vehicle registered or to be registered in the person's name;
- (c) the assignment of rights conferred under the agreement;
- (d) such other matters relating to registration numbers or number plates as the Registrar thinks fit.

(5) An agreement may be made under subsection (4)—

- (a) upon payment to the Registrar of such fee as the Registrar may require;

or

- (b) by the sale by public auction of rights of the kind referred to in that subsection.

(6) This section does not affect the duty of the Registrar, in the absence of any agreement under subsection (4), to allot a number to a vehicle upon registering the vehicle.

(7) A person shall not drive a motor vehicle on a road, being a vehicle to which a number plate or plates of a class in respect of which a declaration has been made under subsection (2) are attached, unless the registered owner of the vehicle acquired the right to attach the number plate or plates to the vehicle pursuant to an agreement under subsection (4).

Penalty: \$200.

47b. (1) The owner of a motor vehicle to which a number has been allotted under this Act may obtain a number plate bearing that number—

Issue of number plates.

- (a) upon payment of the prescribed fee, from the Registrar;

or

- (b) from a person approved by the Minister to sell or supply number plates.

(2) No person other than a person approved by the Minister shall sell or supply number plates of a kind required to be attached to motor vehicles under this Act.

Penalty: \$200.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor