



ANNO QUADRAGESIMO

ELIZABETHAE II REGINAE

A.D. 1991

No. 54 of 1991

An Act to amend the Motor Vehicles Act 1959, and to make a related amendment to the Stamp Duties Act 1923.

[Assented to 28 November 1991]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Motor Vehicles (Historic Vehicles and Disabled Persons' Parking) Amendment Act 1991*.

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

Commencement

2. This Act will come into operation on a day to be fixed by proclamation.

Insertion of s. 39

3. The following section is inserted after section 38b of the principal Act:

Registration fees for historic motor vehicles

39. (1) If the Registrar is satisfied by such evidence as the Registrar requires that—

(a) a motor vehicle was manufactured before the prescribed date and has not been modified from its original design to any significant extent;

(b) the owner of the vehicle is a financial member of a club recognized under this section as a historic motor vehicle club;

and

(c) the vehicle will not, during the period for which it is sought to be registered, be driven on a road—

(i) if the owner has ceased to be a financial member of a club recognized under this section as a historic motor vehicle club;

or

(ii) except—

(A) in events for vehicles of that kind held by that club (whether alone or jointly with another club or person) in accordance with a calendar approved by the Registrar;

or

(B) for other journeys subject to such conditions and limitations as are prescribed,

the prescribed registration fee for the vehicle must be reduced to the prescribed amount.

(2) The Minister may by notice published in the *Gazette*—

(a) recognize a club as a historic motor vehicle club for the purposes of this section;

(b) if satisfied that there is good cause to do so, withdraw the recognition of a club as a historic motor vehicle club with effect from a date specified in the notice (being not less than 28 days from the date of publication of the notice).

(3) Where a motor vehicle is registered for a reduced registration fee under this section—

(a) the period of registration must be 12 months and not a lesser period;

(b) no refund is payable by the Registrar on the cancellation of the vehicle's registration;

and

(c) the registration is not transferable.

Substitution of s. 98s

4. Section 98s of the principal Act is repealed and the following section is substituted:

Duration and renewal of permits

98s. (1) A disabled person's parking permit granted or renewed after the commencement of this section will, subject to this Part, remain in force for a period of five years from the date of its grant or renewal, or for such lesser number of years as the Registrar may, in a particular case, determine.

(2) A permit may be renewed on application made in a manner and form determined by the Minister and accompanied by the prescribed fee.

Amendment of Stamp Duties Act 1923

5. The *Stamp Duties Act 1923* is amended—

(a) by inserting in the second schedule after item 11 of the exemptions from payment of the Component payable in respect of Registration appearing under the heading commencing "Application to Register a Motor Vehicle" the following item:

11a. Any application to register a motor vehicle in the name of a person entitled under section 39 of the *Motor Vehicles Act 1959* to have that motor vehicle registered at a reduced registration fee.;

and

(b) by inserting in the second schedule after item 6 of the exemptions from payment of the Component payable in respect of a Policy of Insurance appearing under the heading commencing "Application to Register a Motor Vehicle" the following item:

6. Policy of insurance where the application for registration is made by a person entitled under section 39 of the *Motor Vehicles Act 1959* to have the motor vehicle in respect of which the application is made registered at a reduced registration fee.

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

ROMA MITCHELL Governor