



Motor Vehicle Standards Amendment Regulations 2005 (No. 1)¹

Select Legislative Instrument 2005 No. 78

I, JOHN LANDY, Administrator of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Motor Vehicle Standards Act 1989*.

Dated 11 May 2005

JOHN LANDY
Administrator

By the Administrator's Command

JAMES ERIC LLOYD
Minister for Local Government, Territories and Roads

1 Name of Regulations

These Regulations are the *Motor Vehicle Standards Amendment Regulations 2005 (No. 1)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Motor Vehicle Standards Regulations 1989*

Schedule 1 amends the *Motor Vehicle Standards Regulations 1989*.

4 Transitional

Regulation 17, as in force immediately before the commencement of these amendments, continues to apply in the following circumstances:

- (a) a person intending to import a vehicle paid an amount in relation to the intended importation of the vehicle before 7 February 2005;
- (b) the vehicle was not imported before the commencement of these amendments;
- (c) the vehicle was manufactured before 1 January 1991;
- (d) an application, made by the person, requesting the minister's approval to import the vehicle is received by the Department before 1 January 2006.

Schedule 1 Amendments

(regulation 3)

[1] Subregulation 4 (3)

omit

a compliance plate

insert

an identification plate

[2] Before regulation 7

insert

7A Definition of *manufacture* for Division 4.1

In this Division:

manufacture does not include modify.

[3] Paragraph 13 (a)

substitute

(a) the vehicle has been owned and used by the applicant for a continuous period of at least:

(i) for a vehicle owned by the applicant before 9 May 2000 — 3 months; or

(ii) in any other case — 12 months; and

[4] Paragraph 15 (1) (b)

substitute

(b) the vehicle was first manufactured after 31 December 1988; and

[5] Paragraph 16 (c)

substitute

(c) the vehicle was first manufactured after 31 December 1988.

[6] Regulation 17

substitute

17 Approval to import vehicles of a certain age without identification plates

The Minister must approve an application to import a nonstandard road vehicle, or a vehicle that does not have an identification plate, if the vehicle was manufactured before 1 January 1989.

[7] Regulation 21

omit

15 (2) (a), 16 (2) (a) and 20 (1) (b) of the Act.

insert

15 (2) (a) and 20 (1) (b) of the Act.

[8] Subregulation 24 (7)

substitute

- (7) A vehicle is not eligible to be entered on the register if:
- (a) it is in the TA, TB, TC or TD vehicle category; or
 - (b) it was manufactured before 1 January 1989.

[9] Paragraphs 26 (c) and (d)*substitute*

- (c) to restrict the year range of eligibility to road vehicles that were first manufactured after 31 December 1988; or
- (d) to extend the year range of eligibility to road vehicles that were first manufactured after 31 December 1988; or

[10] Regulation 27*omit*

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.frli.gov.au.