



ANNO VICESIMO

## ELIZABETHAE II REGINAE

A.D. 1971

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### No. 12 of 1971

An Act to amend the Motor Vehicles Act, 1959-1970.

[Assented to 1st April, 1971]

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, 1971". Short titles.

(2) The Motor Vehicles Act, 1959-1970, as amended by this Act and by all Acts amending the same prior to the commencement of this Act, may be cited as the "Motor Vehicles Act, 1959-1971".

(3) The Motor Vehicles Act, 1959-1970, as amended by all Acts amending the same prior to the commencement of this Act, is hereinafter referred to as "the principal Act".

2. Section 27 of the principal Act is amended—

- (a) by inserting in subsection (1) after the passage "motor vehicle" the passage " , other than a motor vehicle referred to in subsection (7) of this section, ";
- (b) by inserting in subsection (2) after the passage "internal combustion" the word "piston";
- (c) by striking out from subsection (6) the word "The" being the first word in the subsection, and inserting in lieu thereof the passage "For the purposes of this section the";

Amendment of principal Act, s. 27—  
Power-weight of vehicles.

(d) by inserting immediately after subsection (6) the following subsection:—

(7) For the purpose of computing registration fees the power-weight of a motor vehicle propelled by an internal combustion engine, other than a piston engine, shall be a figure being—

(a) if the weight of the motor vehicle does not exceed thirty-five hundredweight, the weight of the vehicle in hundredweight multiplied by two;

(b) if the weight of the motor vehicle exceeds thirty-five hundredweight but does not exceed one hundred and sixty hundredweight, the weight of the vehicle in hundredweight to which shall be added thirty-five and one for each five hundredweight or fraction of five hundredweight by which the weight of the vehicle exceeds thirty-five hundredweight;

and

(c) if the weight of the motor vehicle exceeds one hundred and sixty hundredweight, the weight of the vehicle in hundredweight to which shall be added sixty.

Repeal of  
s. 29 of the  
principal Act  
and enactment  
of section in  
its place.

3. Section 29 of the principal Act is repealed and the following section is enacted and inserted in its place:—

Registration  
fees.

29. (1) The registration fee payable in respect of the registration of a motor vehicle for any period that commenced before the first day of July, 1971, shall be the registration fee that would have been payable in respect of the registration of that motor vehicle had the Motor Vehicles Act Amendment Act, 1971, not been enacted.

(2) The registration fee payable in respect of the registration of a motor vehicle for any period that commences on and after the first day of July, 1971, shall be the registration fee provided for by subsection (3), (4), (5), (6), (7), (8), (9) or (10) of this section in respect of that motor vehicle.

(3) The registration fee for a motor bicycle not having a side car attached thereto shall be—

	\$ c
If the weight of the motor bicycle does not exceed one hundredweight .....	4.00
If the weight of the motor bicycle exceeds one hundredweight .....	6.00

(4) The registration fee for a motor bicycle having a side car attached thereto shall be ..... 8.00

(5) The registration fee for a commercial motor vehicle the tare weight of which is 35 hundredweight or less (not being a trailer, mobile fork lift, or mobile crane) shall be—

If the vehicle does not exceed 10 P.W.....	7.20
If the vehicle exceeds 10 P.W. but does not exceed 25 P.W. ....	14.40
If the vehicle exceeds 25 P.W. but does not exceed 75 P.W.—\$14.40 and an additional \$4.80 for each 5 P.W. or fractional part of 5 P.W. in excess of 25 P.W.	
If the vehicle exceeds 75 P.W.—\$62.40 and an additional \$7.20 for each 5 P.W. or fractional part of 5 P.W. in excess of 75 P.W.	

(6) The registration fee for a commercial motor vehicle the tare weight of which exceeds 35 hundredweight (not being a trailer, mobile fork lift, or mobile crane) shall be—

If the vehicle exceeds 35 P.W. but does not exceed 40 P.W. ....	31.20
If the vehicle exceeds 40 P.W. but does not exceed 75 P.W.—\$31.20 and an additional \$5.20 for each P.W. or fractional part of 5 P.W. in excess of 40 P.W.	
If the vehicle exceeds 75 P.W.—\$67.60 and an additional \$7.80 for each 5 P.W. or fractional part of 5 P.W. in excess of 75 P.W.	

(7) The registration fee for a motor vehicle (other than a motor bicycle, trailer, commercial motor vehicle or invalid chair) including a mobile fork lift or mobile crane shall be—

If the vehicle does not exceed 10 P.W.....	7.00
If the vehicle exceeds 10 P.W. but does not exceed 25 P.W. ....	12.90

If the vehicle exceeds 25 P.W. but does not exceed 75 P.W.—\$12.90 and an additional \$3.50 for each 5 P.W. or fractional part of 5 P.W. in excess of 25 P.W.

If the vehicle exceeds 75 P.W.—\$47.90 and an additional \$4.70 for each 5 P.W. or fractional part of 5 P.W. in excess of 75 P.W.

\$ c

(8) The registration fee for a trailer shall be—

If the weight of the trailer unladen does not exceed  
1 ton ..... 6.00

If the weight of the trailer unladen exceeds 1 ton  
but does not exceed 1½ tons ..... 8.00

If the weight of the trailer unladen exceeds 1½ tons  
but does not exceed 2 tons ..... 10.00

If the weight of the trailer unladen exceeds 2 tons 12.00

Where the trailer consists of a machine which is mounted on wheels and is constructed or adapted for being drawn by a motor vehicle, the fee shall be one-half of the amount which would otherwise be payable under this section.

(9) If a motor vehicle has all or any of its wheels fitted with rubber tyres other than pneumatic tyres the fee shall be one and a half times the amount which would otherwise be payable under this section.

If a motor vehicle has all or any of its wheels fitted with metal tyres the fee shall be twice the amount which would otherwise be payable under this section.

(10) The fees previously set out in this section are those payable for registration for twelve months. The fee for registration for six months shall be fifty-two and a half per cent of that payable for registration for twelve months.

Amendment of  
principal Act,  
s. 38—  
Registration  
fees for  
incapacitated  
persons.

4. Section 38 of the principal Act is amended by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) This section shall not apply to or in relation to—

(a) more than one motor vehicle owned by the same owner;

or

- (b) any motor vehicle in respect of the registration of which a reduced fee is payable pursuant to any provision of this Act other than this section.

(3) If the registered owner of a motor vehicle that has been registered at a reduced fee in accordance with this section dies, or ceases to be the owner of the vehicle, the registration shall, subject to this Act, continue in force for a period of one month after his death, or the cessation of his ownership, and shall, unless the balance of the registration fee, as defined in section 40 of this Act, is paid, become void upon the expiration of that period.

5. The following sections are enacted and inserted in the principal Act immediately after section 38 thereof:—

Enactment of  
ss. 38a and 38b  
of principal  
Act—

38a. (1) If the Registrar is satisfied by such evidence as he requires that the owner of a motor vehicle described in subsection (3), (4), (5) or (7) of section 29 of this Act—

Registration  
fee for certain  
pensioners.

- (a) is in receipt of a pension paid or payable under any Act or law of the Commonwealth, and that he is, by virtue of being in receipt of such a pension entitled to travel on any public transport in South Australia at concession fares under any Act, regulation or by-law for the time being in force;

and

- (b) the motor vehicle will during the period for which it is sought to be registered be wholly or mainly used for the transport of the owner,

the registration fee for that motor vehicle shall be reduced by fifteen per cent of the amount prescribed by section 29 of this Act in respect of that motor vehicle.

(2) This section shall not apply to or in relation to—

- (a) more than one motor vehicle owned by the same owner;

or

- (b) any motor vehicle in respect of the registration of which a reduced fee is payable pursuant to any provision of this Act other than this section.

(3) If the registered owner of a motor vehicle that has been registered at a reduced fee in accordance with this section dies, or ceases to be the owner of the vehicle, the registration shall, subject to this Act, continue in force for a period of one month after his death, or the cessation of his ownership, and shall, unless the balance of the registration fee, as defined in section 40 of this Act, is paid, become void upon the expiration of that period.

Registration fee for certain incapacitated persons.

38b. (1) If the Registrar is satisfied by such evidence as he requires that the owner of a motor vehicle described in subsection (3), (4), (5) or (7) of section 29 of this Act—

(a) in consequence of the loss by him of the use of one or both of his legs, is permanently unable to use public transport;

and

(b) the motor vehicle will during the period for which it is sought to be registered be wholly or mainly used for the transport of the owner,

the registration fee for that motor vehicle shall be reduced by fifteen per cent of the amount prescribed by section 29 of this Act in respect of that motor vehicle.

(2) This section shall not apply to or in relation to—

(a) more than one motor vehicle owned by the same owner;

or

(b) any motor vehicle in respect of the registration of which a reduced fee is payable pursuant to any provision of this Act other than this section.

(3) If the registered owner of a motor vehicle that has been registered at a reduced fee in accordance with this section dies, or ceases to be the owner of the vehicle, the registration shall, subject to this Act, continue in force for a period of one month after his death, or the cessation of his ownership, and shall, unless the balance of the registration fee, as defined in section 40 of this Act, is paid, become void upon the expiration of that period.

Repeal of s. 63 of principal Act and enactment of section in its place—  
Fees for trader's plates.

6. Section 63 of the principal Act is repealed and the following section is enacted and inserted in its place:—

63. (1) The fee for the issue of each pair of—

(a) general trader's plates;

or

(b) limited trader's plates,

for any period that commenced before the first day of July, 1971, shall be the fee that would have been respectively payable in respect of those trader's plates had the Motor Vehicles Act Amendment Act, 1971, not been enacted.

(2) The fee for the issue, for any period that commences on or after the first day of July, 1971, of—

(a) each pair of general trader's plates, shall be fifty dollars;

and

(b) each pair of limited trader's plates, shall be ten dollars.

(3) The fee for the issue of any trader's plates, referred to in subsection (2) of this section, between the thirtieth day of September in any year and the first day of April in the year next following shall be half the fee otherwise payable.

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

J. W. HARRISON, Governor.