



**SECOND-HAND VEHICLE DEALERS (COMPENSATION FUND)
AMENDMENT ACT 1997**

No. 58 of 1997

SUMMARY OF PROVISIONS

1. Short title
2. Amendment of Sched. 3 cl. 2—Claim against Fund



ANNO QUADRAGESIMO SEXTO

ELIZABETHAE II REGINAE

A.D. 1997

No. 58 of 1997

An Act to amend the Second-hand Vehicle Dealers Act 1995.

[Assented to 31 July 1997]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Second-hand Vehicle Dealers (Compensation Fund) Amendment Act 1997*.

(2) The *Second-hand Vehicle Dealers Act 1995* is referred to in this Act as "the principal Act".

Amendment of Sched. 3 cl. 2—Claim against Fund

2. Clause 2 of Schedule 3 of the principal Act is amended—

(a) by striking out subclauses (1) and (2) and substituting the following subclause:

(1) This clause—

(a) applies to a claim arising out of or in connection with—

(i) the sale of a second-hand vehicle; or

(ii) a transaction with a dealer,

before or after the commencement of this Act; but

(b) does not apply to a claim arising out of or in connection with—

(i) the sale of a second-hand vehicle by auction; or

- (ii) the sale of a second-hand vehicle negotiated immediately after an auction for the sale of the vehicle was conducted,
- if—
- (iii) the sale was made after the commencement of the *Second-hand Vehicle Dealers (Compensation Fund) Amendment Act 1997*; and
- (iv) the auctioneer who conducted the auction or negotiated such a sale (as the case may be) was acting as an agent only and was selling the vehicle on behalf of another person who was not a licensed dealer.

(b) by striking out from subclause (3) ", apart from this Act,".

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

E. J. NEAL Governor