



**MOTOR ACCIDENTS (LIABILITIES AND COMPENSATION)
AMENDMENT ACT (No. 2) 1980**

No. 96 of 1980

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AN ACT to amend the Motor Accidents (Liabilities and Compensation) Act 1973 to provide for an offence to use a motor vehicle where a premium order has been made for that particular class of vehicle and to amend the Motor Accidents (Liabilities and Compensation) Amendment Act 1980.

[Royal Assent 19 December 1980]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1—This Act may be cited as the *Motor Accidents (Liabilities and Compensation) Amendment Act (No. 2) 1980*. Short title.

Commencement.

2—(1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on such date as may be fixed by proclamation.

Principal Act.

3—In this Act, the *Motor Accidents (Liabilities and Compensation) Act 1973** is referred to as the Principal Act.

Amendment of section 29 of *Motor Accidents (Liabilities and Compensation) Act 1973* (Prohibition on use of motor vehicle without premium cover, &c.).

4—Section 29 of the Principal Act is amended as follows:—

(a) by omitting subsection (1) and substituting the following subsection:—

(1) A person shall not use, or cause or allow any other person to use, a motor vehicle in a public street unless a premium has been paid for its use at the time when, and in the circumstances and under the conditions in which, it was so used.

Penalty: \$500 or 6 months' imprisonment, or both.

(b) by inserting the following subsection after subsection (1):—

(1A) Where an order referred to in section 30 (2) is in force in relation to a motor vehicle of a type or class specified in the order and the vehicle is of a type or class prescribed for the purposes of this subsection in regulations made under this Act, a person shall not use, or cause or allow any other person to use, the vehicle in any place, not being a public street, unless the premium prescribed in the order in relation to that type or class of vehicle has been paid for its use at the time when, and in the circumstances and under the conditions in which, the vehicle was so used.

Penalty: \$500 or 6 months' imprisonment, or both.

(c) by omitting subsection (1AA) and omitting subsection (1A), where secondly occurring, and substituting the following subsection:—

(1AB) Subsections (1) and (1A) do not apply—

(a) to a trailer of a prescribed kind; or

* No. 71 of 1973. For this Act, as amended to 1st January 1980, see the continuing Reprint of Statutes, Vol. IV. Subsequently amended by No. 32 of 1980.

- (b) to a motor vehicle to which section 19 applies.
- (d) by inserting in subsection (1B) “ or (1A)” after “ subsection (1)”;
- (e) by omitting from subsection (3) “ by any person ” and substituting “ as referred to in subsection (1), or in a place to which subsection (1A) applies, by any person;”;
- (f) by omitting from subsection (3) “ this section ” and substituting “ subsection (1) or (1A)”;
- (g) by omitting from subsection (3) “ Penalty: \$100 ”;
- (h) by inserting the following subsection after subsection (3):—
 - (3A) A person referred to in subsection (3), including an owner so referred to, who fails to comply with a requirement made under that subsection by a police officer or an authorized officer is guilty of an offence and is liable on summary conviction to a penalty not exceeding \$100.
- (i) by omitting subsection (5).

5—Section 31 of the Principal Act is repealed.

Repeal of section 31 of Principal Act (Special provisions as to premiums during initial five years).

6—The long title to the *Motor Accidents (Liabilities and Compensation) Amendment Act 1980* is amended by omitting “ purposes, and to amend the *Hire-Purchase Act 1959*.” and substituting “ purposes.”.

Amendment of long title to the *Motor Accidents (Liabilities and Compensation) Amendment Act 1980*.

