

# Motor Dealers and Chattel Auctioneers Bill 2013

Amendments during consideration in detail to be moved by  
The Honourable the Attorney-General and Minister for Justice

**1 Clause 7 (Administrators etc.)**

Page 17, line 22—

*omit.*

**2 Clause 7 (Administrators etc.)**

Page 17, line 27—

*omit.*

**3 Clause 64 (Form of licence)**

Page 62, line 9—

*omit.*

**4 Clause 66 (Term of licence)**

Page 62, line 26—

*omit, insert—*

- (1) A licence may be issued for a 1-year or 3-year term.
- (2) However, a regulation may prescribe the circumstances under which a licence may be issued or renewed for a shorter term.

*Example—*

A licence may be issued for a shorter term to ensure multiple licences held by the same person expire on the same day.

**5 Clause 96 (Obligation to give clear title)**

Page 82, after line 3—

*insert—*

*Note—*

The *Personal Property Securities Act 2009* (Cwlth) provides for circumstances in which a buyer of a motor vehicle takes the vehicle free of a security interest under that Act.

**6 Clause 142 (Obligation to give clear title)**

Page 110, after line 30—

*insert—*

*Note—*

The *Personal Property Securities Act 2009* (Cwlth) provides for circumstances in which a buyer of a motor vehicle takes the vehicle free of a security interest under that Act.

**7 Clause 166 (Chief executive may issue or refuse to issue registration certificate)**

Page 124, line 26, ‘154(2)’—

*omit, insert—*

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**8 Clause 236 (Regulation-making power)**

Page 167, line 6, ‘A regulation’—

*omit, insert—*

Without limiting subsection (1), a regulation

**9 Clause 236 (Regulation-making power)**

Page 167, lines 12 and 13—

*omit, insert—*

(b) fees, including the refunding of fees payable under this Act and the discounts for persons applying for

more than 1 licence under this Act, the Agents Acts, or both;

**10 Schedule 1 (Statutory warranty provisions)**

Page 171, lines 26 to 29—

*omit, insert—*

- (a) if the date the vehicle was manufactured is shown on the vehicle—that date; or

**11 Schedule 1 (Statutory warranty provisions)**

Page 171, lines 30 and 31, ‘on the vehicle’s compliance plate or’—

*omit, insert—*

or printed on the vehicle’s

**12 Schedule 1 (Statutory warranty provisions)**

Page 172, lines 5 to 7—

*omit.*

**13 Schedule 1 (Statutory warranty provisions)**

Page 172, after line 9—

*insert—*

*shown*, on a vehicle, means—

- (a) stamped on—
  - (i) a metal component of the vehicle; or
  - (ii) a plate, other than an identification plate, affixed to the vehicle; or

- (b) printed on a label, other than an identification plate, affixed to the vehicle.

**14 Schedule 3 (Consequential amendments)**

Page 183, after line 16—

*insert—*

**Public Trustee Act 1978**

**7A Section 12, ‘licensed auctioneer’—**

*omit, insert—*

holder of a relevant auctioneer’s licence

**7B Section 12—**

*insert—*

- (2) In this section—

***auctioneer’s licence*** means—

- (a) an auctioneer licence under the *Property Occupations Act 2013*; or
- (b) a chattel auctioneer licence under the *Motor Dealers and Chattel Auctioneers Act 2013*.

***relevant auctioneer’s licence*** means an auctioneer’s licence under which the sale by auction of the land or goods would be authorised.