



TASMANIA

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**MOTOR ACCIDENTS (LIABILITIES AND  
COMPENSATION) AMENDMENT ACT 1995**

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**No. 89 of 1995**

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**No. 89 of 1995**

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AN ACT to amend the *Motor Accidents (Liabilities and Compensation) Act 1973* in consequence of the *Traffic Amendment Act 1995*

[Royal Assent 14 November 1995]

**B**E 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:—

**Short title**

1—This Act may be cited as the *Motor Accidents (Liabilities and Compensation) Amendment Act 1995*.

**Commencement**

2—This Act commences on the day fixed under section 2 of the *Traffic Amendment Act 1995*.

**Principal Act**

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

**Section 2 amended (Interpretation)**

4—Section 2 (1) of the Principal Act is amended as follows:—

- (a) by omitting “and” after paragraph (a) of the definition of “owner” and substituting “or”;
- (b) by inserting “or” after “vehicle;” in paragraph (b) of the definition of “owner”;
- (c) by inserting after paragraph (b) of the definition of “owner” the following paragraphs:—
  - (c) any person to whom the vehicle has been sold or otherwise disposed of by a previous registered owner who has complied with the applicable provisions of the *Traffic Act 1925* relating to the sale or disposal; or
  - (d) any other person who the Commission reasonably believes is any such owner of the vehicle;

**Section 29 amended (Prohibition on use of motor vehicle without premium cover, &c.)**

5—Section 29 (1c) of the Principal Act is amended by omitting paragraph (b) and substituting the following paragraphs and words:—

- (b) it was necessary that the motor vehicle be driven to a place referred to in paragraph (a) for the purposes of registration—

or, in a case where a motor vehicle has not passed an inspection, that it was being driven by the most direct route to—

- (c) the home of the owner or driver; or
- (d) the nearest place where it was practicable to carry out repairs for the purposes of registration of the motor vehicle.

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\* No. 71 of 1973. For this Act, as amended to 1 January 1980, see the continuing Reprint of Statutes. Subsequently amended by No. 32 of 1980, No. 10 of 1982, Nos. 29 and 90 of 1984, Nos. 45 and 51 of 1985, Nos. 4 and 10 of 1986, Nos. 32 and 39 of 1988, Nos. 6, 40 and 43 of 1991, Nos. 18 and 33 of 1992, Nos. 27, 84 and 85 of 1993, Nos. 50 and 68 of 1994 and Nos. 16, 20, 52 and 71 of 1995.

**Section 30 amended (Premiums for compulsory cover)**

6—Section 30 (5) (b) of the Principal Act is amended by omitting “registered”.

**Section 33 amended (Payment of premiums)**

7—Section 33 (2) of the Principal Act is amended as follows:—

- (a) by omitting “premium.” from paragraph (c) and substituting “premium; and”;
- (b) by inserting after paragraph (c) the following paragraph:—
  - (d) provide that if a motor vehicle is unregistered and parked, left standing or used on a public street, the person who was the last registered owner of the vehicle is liable for premiums for a period not exceeding 2 years.

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*[Second reading presentation speech made in:—  
House of Assembly on 26 September 1995  
Legislative Council on 10 October 1995]*

