



## TRAFFIC AMENDMENT (COMMON EXPIRY DATES) ACT 1986

No. 10 of 1986

### TABLE OF PROVISIONS

1. Short title.
2. Commencement.
3. Principal Act.
4. Amendment of section 10 of Principal Act (Regulations: Application to the Crown).
5. Consequential amendment of other Acts.

### SCHEDULE 1

#### CONSEQUENTIAL AMENDMENTS

AN ACT to amend the Traffic Act 1925, the Motor Vehicles Taxation Act 1981, and the Motor Accidents (Liabilities and Compensation) Act 1973.

[Royal Assent 17 April 1986]

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 *Traffic Amendment (Common Expiry Dates) Act 1986*. Short title.

**2**—(1) This section and section 1 shall commence on the day on which this Act receives the Royal assent. Commencement.

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

Principal Act.     **3**—In this Act, the *Traffic Act 1925\** is referred to as the Principal Act.

Amendment of  
section 10 of  
Principal Act  
(Regulations:  
Application  
to the Crown).

**4**—(1) Section 10 (1) of the Principal Act is amended as follows:—

(a) by inserting the following paragraph after paragraph (bc):—

(bd) providing for the establishment of a scheme whereby—

(i) a person who owns more than a prescribed number of vehicles may apply to the registering authority for the assignment to those vehicles of an expiry date that is common for the registration of all the vehicles (hereinafter referred to as a “common expiry date”); and

(ii) all vehicles of a prescribed class owned by a Government department within the meaning of the *Tasmanian State Service Act 1984* or a State authority within the meaning of that Act shall be assigned a common expiry date which shall be prescribed by the regulations;

(be) for the purpose of administering the scheme referred to in paragraph (bd)—

(i) conferring on the registering authority an absolute discretion in determining what common expiry date to assign to the vehicles owned by a person referred to in paragraph (bd) (i); and

\* 16 Geo. V No. 38. For this Act, as amended to 1st October 1979, see the continuing Reprint of Statutes. Subsequently amended by No. 76 of 1979, Nos. 10, 11, 74, and 107 of 1980, Nos. 13, 19, 34, 61, and 69 of 1981, No. 99 of 1982, Nos. 9 and 19 of 1983, Nos. 29, 55, and 80 of 1984, and Nos. 101 and 102 of 1985.

- (ii) prescribing any conditions that may apply in respect of the registration, renewal of registration, and transfer of registration of the vehicles owned by that person;

(b) by inserting in paragraph (d) “(other than a case referred to in subsection (4B))” after “any particular case”.

(2) Section 10 of the Principal Act is amended by inserting the following subsection after subsection (4AB):—

(4B) Where—

- (a) the vehicles owned by a person referred to in subsection (1) (bd) (i) have been assigned a common expiry date;
- (b) subsequent to the assignment of the common expiry date, the person has become the owner of another vehicle; and
- (c) the registering authority finds that it is necessary to register the vehicle or renew the registration of the vehicle for a period different to that for which the vehicle would be otherwise registered or renewed so that its registration will expire on the common expiry date assigned in respect of the vehicles owned by that person,

the fee payable in respect of the registration or renewal of registration of the vehicle may be not less than 2/12ths nor more than 14/12ths of the fee specified in Schedule 2, depending on the length of the period in respect of which the vehicle is registered or for which registration is renewed.

**5**—The Acts specified in Schedule 1 are amended in the manner specified in that Schedule.

Consequential  
amendment of  
other Acts.

## SCHEDULE 1

## Section 5

## CONSEQUENTIAL AMENDMENTS

*Motor Accidents (Liabilities and Compensation) Act 1973*

(No. 71 of 1973)

1. Section 30 (2) is amended by inserting "or, as the case may require, calculated in accordance with the order" after "the Governor".

*Motor Vehicles Taxation Act 1981*

(No. 68 of 1981)

1. Section 5 is amended as follows:—

- (a) by inserting in subsection (4) "except as provided by subsection (6)," after "or trailer is" (where first occurring);
- (b) by inserting the following subsection after subsection (5):—

(6) Where, in pursuance of the scheme referred to in section 10 (1) (*bd*) of the *Traffic Act 1925*, a motor vehicle or trailer is registered, or the registration of a motor vehicle or trailer is renewed, for a period other than 12 months, the period for which tax is payable in respect of the motor vehicle or trailer is the period for which the motor vehicle or trailer was registered, or for which the registration was renewed commencing on and from the date referred to in paragraph (a), (b), or (c) of subsection (4), as applicable.

- 2.—(1) Section 7 (3) is amended as follows:—

- (a) by omitting "365" from the formula and substituting "d";
- (b) by omitting from the item relating to "c" "vehicle; and" and substituting "vehicle;";
- (c) by inserting the following item after the item relating to "c":—  
"d" is the number of days in respect of the period for which tax was paid; and

- (2) Section 7 (4) is amended as follows:—

- (a) by omitting "365" from the formula and substituting "d";
- (b) by omitting "'c', and 'n'" and substituting "'c', 'd', and 'n'".

3. Section 11 is amended as follows:—

- (c) by omitting "365" from the formula and substituting "d";
- (b) by omitting from the item relating to "n" "rebate; and" and substituting "rebate;";
- (c) by inserting the following item after the item relating to "n":—  
"d" is the number of days in respect of the period for which tax was paid; and

4. Section 12 is amended as follows:—

- (a) by omitting “ 365 ” from the formula and substituting “ d ”;
- (b) by omitting from the item relating to “ n ” “ made; and ” and substituting “ made;”;
- (c) by inserting the following item after the item relating to “ n ”:—
  - “ d ” is the number of days in respect of the period for which tax was paid; and

