

L.N. 65 of 1982

TRAFFIC REGULATION ORDINANCE (CAP. 105)

Motor Vehicles (Amendment) Regulations, 1982

IN exercise of the powers conferred by section 16 of the Traffic Regulation Ordinance, the Commissioner of Police, with the advice of the Traffic Control Board, and with the concurrence of the Minister of Finance, has made the following regulations:—

Citation.

G.N. 24 of
1948

Amends
regulation 18
of the
principal
regulations.

1. These regulations may be cited as the Motor Vehicles (Amendment) Regulations, 1982, and shall be read and construed as one with the Motor Vehicles Regulations, 1948, hereinafter referred to as “the principal regulations”.

2. Immediately after paragraph (3) of regulation 18 of the principal regulations there shall be added the following new paragraph:

“(4) (a) Every used motor vehicle imported into Malta by a person who is resident in Malta or has his principal place of business in Malta shall, before the vehicle is released by the Comptroller of Customs be registered and be licensed in accordance with regulation 19:

Provided that where the vehicle is subject to an initial examination by the Police examiners, such vehicle shall for the time allowed for such examination carry the identification number plates to which paragraph (viii) of regulation 31 refers.

(b) The motor vehicle referred to in sub-paragraph (a) of this paragraph which is subject to an initial examination by the Police examiners shall be allowed a period of one month running from the date of registration for effecting the necessary repairs, and if the vehicle fails the examination the Commissioner of Police may allow a further period of one month for the examination of the vehicle.

(c) The motor vehicle to which the proviso to sub-paragraph (a) of this paragraph applies may be used on the road on any day, not being a public holiday, from 6.30 a.m. to 5.00 p.m. only for the purpose of effecting repairs thereon; and the owner shall keep the Commissioner of Police informed of the place where the vehicle is kept.

(d) If at the date of expiry of the period, original or extended as the case may be, referred to in sub-paragraph (b) of this paragraph, the motor vehicle fails the examination or is not submitted for examination, the licence issued in respect of such vehicle as provided in sub-paragraph (a) of this paragraph shall be deemed to be revoked without any right to the refund of payments made, and in the case of the motor vehicle which fails the examination such vehicle shall be re-exported or disposed of within such time and under such conditions as the Commissioner of Police may determine.

(e) Where the motor vehicle is not re-exported or disposed of as provided in sub-paragraph (d) of this paragraph or

where the motor vehicle has not been submitted for examination in accordance with the provisions of sub-paragraph (b) of this paragraph, the Commissioner of Police may take possession of the vehicle and may remove it from the place where it is kept to a place designated by him, and the owner shall be liable to pay the Commissioner a removal fee of £5 and a storage fee of £10 per day.

(f) The owner of a used motor vehicle imported into Malta before 16 November, 1982 and which was not registered shall produce to the Commissioner the information referred to in sub-paragraphs (a) and (b) of paragraph (2) of this regulation by not later than 30 November, 1982 and such vehicle shall also within the said time be licensed in accordance with regulation 19.

(g) The owner of a motor vehicle referred to in paragraph (f) of this paragraph which is subject to an initial examination by Police examiners shall effect the necessary repairs and submit the vehicle for examination —

(i) where he owns only one vehicle, by not later than 31 January, 1983; and

(ii) where he owns more than one vehicle, by not later than 30 September, 1983, provided that not less than ten per cent of the total number of vehicles are submitted for examination every month, the first month ending on 31 December, 1982;

and if the vehicle fails the examination the Commissioner of Police may allow a further period of one month for the examination of the vehicle:

Provided that every such vehicle shall during the time allowed for such examination, carry the identification plates to which paragraph (viii) of regulation 31 refers, and may be used on the road only as provided in sub-paragraph (c) of this paragraph.

(h) In default of compliance with the provisions of sub-paragraph (f) of this paragraph, the motor vehicle to which the default relates shall be re-exported or disposed of within such time and under such conditions as the Commissioner of Police may determine.

(i) Where a motor vehicle fails to pass the examination in accordance with sub-paragraph (g) of this paragraph, within the period, original or extended as the case may be, the provisions of sub-paragraph (d) of this paragraph shall apply to such vehicle.

(j) Where the motor vehicle is not submitted for examination in accordance with sub-paragraph (g) of this paragraph, the licence issued in respect of such vehicle as provided in sub-paragraph (f) of this paragraph shall be deemed to be revoked without any right to the refund of payments made, and the provisions of sub-paragraph (e) of this paragraph shall apply to such vehicle.

(k) Where a motor vehicle is not re-exported or disposed of as provided in sub-paragraphs (h) and (i) of this paragraph, the provisions of sub-paragraph (e) of this paragraph shall apply to such vehicle.”.

3. Immediately after paragraph (vii) of regulation 31 of the principal regulations there shall be added the following new paragraph:

“(viii) in the case of an imported vehicle which is subject to an initial examination by the Police examiners, green figures

Amends
regulation 31
of the
principal
regulations.

made up of the letter "W" on top and four digits below it on a white ground. The relative plates shall be supplied by the Commissioner of Police against payment as provided in paragraph (1) of regulation 31A and shall be surrendered to the Commissioner of Police when the vehicle passes or fails the examination or when the time for such examination expires."