

Road Traffic (Motor Vehicles, Quota System) (Amendment No. 2) Rules 2004

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No. S 808

ROAD TRAFFIC ACT (CHAPTER 276)

ROAD TRAFFIC (MOTOR VEHICLES, QUOTA SYSTEM) (AMENDMENT NO. 2) RULES 2004

In exercise of the powers conferred by section 10A(4) of the Road Traffic Act, the Minister for Transport hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Road Traffic (Motor Vehicles, Quota System) (Amendment No. 2) Rules 2004 and shall come into operation on 1st January 2005.

Amendment of rule 20

2. Rule 20 of the Road Traffic (Motor Vehicles, Quota System) Rules (R 31) (referred to in these Rules as the principal Rules) is amended —

- (a) by deleting the words “and rule 21(1)” in paragraph (5) and substituting the words “and rules 21 (1), 21A (1) and 21B (1)”;

- (b) by deleting the words “until the date” in the 11th line of paragraph (6) and substituting the words “and ending on the date”; and
- (c) by deleting the words “and any fraction of a month shall be disregarded in determining the length of each period of non-user” in the 13th, penultimate and last lines of paragraph (13).

Amendment of rule 21

3. Rule 21 of the principal Rules is amended —

- (a) by deleting paragraphs (1) and (2) and substituting the following paragraphs:

“(1) Where —

- (a) a motor vehicle has been insured under a policy of insurance effected on or after 1st April 1994;
- (b) the motor vehicle has been reported to the police, on or after that date, to be lost through theft; and
- (c) a period of more than 3 months has lapsed since the date of such report,

the holder of the certificate of entitlement for the motor vehicle may apply for the residual value of the certificate of entitlement to be used as provided for in rule 20 (3).

(2) For the purpose of paragraph (1), the residual value of the certificate of entitlement shall be determined in accordance with rule 20 (6) except that the period referred to in “C” in the formula shall be read as a reference to the period reckoned in months commencing from the date on which the certificate of entitlement was issued and ending on the date on which the loss of the motor vehicle was reported to the police.”; and

- (b) by inserting, immediately after the words “rule 24 (2)” in paragraph (5)(b), the words “or 24A (1)”.

New rules 21A, 21B and 21C

4. The principal Rules are amended by inserting, immediately after rule 21, the following rules:

“Residual value of certificate of entitlement of vehicle lost through criminal breach of trust