

**MOTOR VEHICLE REPAIRS (TOW TRUCK INDUSTRY)
AMENDMENT ACT 1987 No. 168**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Act No. 71, 1980
4. Saving

SCHEDULE 1—AMENDMENTS

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**MOTOR VEHICLE REPAIRS (TOW TRUCK INDUSTRY)
AMENDMENT ACT 1987 No. 168**

NEW SOUTH WALES



Act No. 168, 1987

An Act to amend the Motor Vehicle Repairs Act 1980 as a result of the enactment of the Tow Truck Industry Act 1987; and for other purposes.
[Assented to 26 November 1987]

Motor Vehicle Repairs (Tow Truck Industry) Amendment 1987

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Motor Vehicle Repairs (Tow Truck Industry) Amendment Act 1987.

Commencement

2. This Act shall commence on a day to be appointed by proclamation.

Amendment of Act No. 71, 1980

3. The Motor Vehicle Repairs Act 1980 is amended in the manner set out in Schedule 1.

Saving

4. Nothing in this Act affects a delegation under section 70 of the Motor Vehicle Repairs Act 1980 which is in force immediately before the commencement of this Act.

SCHEDULE 1—AMENDMENTS

(Sec. 3)

(1) Section 42 (Grounds for action against holder of licence)—

Section 42 (1) (b)—

Omit "this Act or the regulations", insert instead "this Act, the Tow Truck Industry Act 1987 or any regulations made under this Act or that Act".

(2) Section 70—

Omit the section, insert instead:

Delegation

70. (1) The Council may delegate to a person any of its functions, other than this power of delegation.

(2) The Chairman may delegate to a person the performance of any of the functions delegated to the Chairman by the Council, subject to any conditions to which the delegation to the Chairman is subject.

Motor Vehicle Repairs (Tow Truck Industry) Amendment 1987

SCHEDULE 1—AMENDMENTS—*continued*

(3) Schedule 1 (**Provisions relating to the constitution and membership of the Council**)—

Clause 5—

Omit “office”, insert instead “offices under this Act and under the Tow Truck Industry Act 1987”.

FIRST PRINT

MOTOR VEHICLE REPAIRS (TOW TRUCK INDUSTRY) AMENDMENT BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Tow Truck Industry Bill 1987.

The object of this Bill is to amend the Motor Vehicle Repairs Act 1980 as a result of the enactment of the proposed Tow Truck Industry Act 1987.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will commence on a day to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the Schedule of amendments.

Clause 4 saves delegations made under the Principal Act that are in force immediately before the commencement of the proposed Act.

Schedule 1 (1) enables action to be taken against a person who holds a licence under the Principal Act on the ground that the person has been convicted of an offence under the proposed Tow Truck Industry Act 1987 or regulations made under that proposed Act.

Schedule 1 (2) brings the existing delegation provision in the Principal Act into line with the delegation provision inserted in the proposed Tow Truck Industry Act 1987.

Motor Vehicle Repairs (Tow Truck Industry) Amendment 1987

Schedule 1 (3) expands the requirement, contained in the Principal Act, that the Chairman of the Motor Vehicle Repair Industry Council devote the whole of his or her time to that office to include also the office held by the Chairman under the proposed Tow Truck Industry Act 1987.

MOTOR VEHICLE REPAIRS (TOW TRUCK INDUSTRY) AMENDMENT BILL 1987

NEW SOUTH WALES



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1. Short title
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SCHEDULE 1—AMENDMENTS

**MOTOR VEHICLE REPAIRS (TOW TRUCK INDUSTRY)
AMENDMENT BILL 1987**

NEW SOUTH WALES



No. , 1987

A BILL FOR

An Act to amend the Motor Vehicle Repairs Act 1980 as a result of the enactment of the Tow Truck Industry Act 1987; and for other purposes.

Motor Vehicle Repairs (Tow Truck Industry) Amendment 1987

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Motor Vehicle Repairs (Tow Truck Industry) Amendment Act 1987.

5 Commencement

2. This Act shall commence on a day to be appointed by proclamation.

Amendment of Act No. 71, 1980

3. The Motor Vehicle Repairs Act 1980 is amended in the manner set out in Schedule 1.

10 Saving

4. Nothing in this Act affects a delegation under section 70 of the Motor Vehicle Repairs Act 1980 which is in force immediately before the commencement of this Act.

SCHEDULE 1—AMENDMENTS

15 (Sec. 3)

(1) Section 42 (**Grounds for action against holder of licence**)—

Section 42 (1) (b)—

20 Omit “this Act or the regulations”, insert instead “this Act, the Tow Truck Industry Act 1987 or any regulations made under this Act or that Act”.

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Omit the section, insert instead:

Delegation

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(2) The Chairman may delegate to a person the performance of any of the functions delegated to the Chairman by the Council, subject to any conditions to which the delegation to the Chairman is subject.

30 (3) Schedule 1 (**Provisions relating to the constitution and membership of the Council**)—

Clause 5—

Omit “office”, insert instead “offices under this Act and under the Tow Truck Industry Act 1987”.

