



# Victoria Government Gazette

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## Road Safety Act 1986

### DECLARATION OF VARIATION TO THE ROAD SAFETY (VEHICLES) REGULATIONS 2009 UNDER SECTION 96A OF THE ROAD SAFETY ACT

I, Tim Pallas, Minister for Roads and Ports, being the Minister administering the **Road Safety Act 1986** (the Act), declare under section 96A of the Act that regulations 86, 97 and 114 of the Road Safety (Vehicles) Regulation 2009 (the Regulations) are varied in the manner set out in this Declaration.

For the purposes of this Declaration –

**eligible vehicle** means a vehicle recorded as a repairable write-off on the Victorian register of written-off vehicles, as a result of the hail-storm event which occurred in Victoria on 6 March 2010.

In respect of an eligible vehicle only, the definition of ‘VIV certificate’ in regulation 86 of the Regulations is varied to read as follows:

**VIV certificate** means a certificate issued in respect of a vehicle by an authorised person certifying that –

- (a) the vehicle is the original vehicle to which the relevant vehicle identifier was assigned; and
- (b)
  - (i) the damage or condition, or the damaged part or component which caused the vehicle to be recorded on the register of written-off vehicles (other than cosmetic damage caused by the direct impact of hail-stones) has been repaired, restored or replaced; or
  - (ii) the damage or condition which caused the vehicle to be recorded on the register of written-off vehicles consisted only of cosmetic damage caused by the direct impact of hail-stones.

In respect of an eligible vehicle only, regulations 97 and 114 of the Regulations are varied by inserting the following additional subregulations after subregulation 97(1) –

- (2) Despite subregulation (1), the Corporation may register a vehicle to which section 16F(3) or (4) of the Act applies on the condition that the Corporation is given a VIV certificate for the relevant vehicle within 6 months of the date of registration.
- (3) In addition to the grounds for suspension of the registration of a vehicle set out in regulation 114, failure to provide a VIV certificate as required by subregulation (2) may result in suspension of the registration of the vehicle in accordance with the procedure for suspension of the registration of a vehicle set out in regulation 115.

Note: Under regulation 117 of the Regulations, the registration of the vehicle may be cancelled if appropriate action is not taken to have the suspension lifted.

This Declaration operates from the date of its publication in the Government Gazette until 31 December 2010.

Dated 12 April 2010

TIM PALLAS  
Minister for Roads and Ports

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