

# **Road Traffic (Motor Vehicles, Registration and Licensing) (Amendment) Rules 2010**

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**No. S 34**

## **ROAD TRAFFIC ACT (CHAPTER 276)**

### **ROAD TRAFFIC (MOTOR VEHICLES, REGISTRATION AND LICENSING) (AMENDMENT) RULES 2010**

In exercise of the powers conferred by sections 34 and 140 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, Registration and Licensing) (Amendment) Rules 2010 and shall come into operation on 25th January 2010.

## Amendment of rule 2

2. Rule 2(1) of the Road Traffic (Motor Vehicles, Registration and Licensing) Rules (R 5) (referred to in these Rules as the principal Rules) is amended by deleting the definition of “off-peak car” and substituting the following definition:

““off-peak car” means a motor car which is registered under rule 32, or re-registered under rule 33 or 33E (as the case may be), as an off-peak car and which may not be driven on any road during the days and times specified in the Fifth Schedule unless there is in force a supplementary licence issued under Part IX for that vehicle;”.

## Amendment of rule 33

3. Rule 33 of the principal Rules is amended —

(a) by inserting, immediately after paragraph (6), the following paragraph:

“(7) This rule shall not apply to any —

- (a) private motor car which, on or after 25th January 2010, is re-registered as an off-peak car; or
- (b) off-peak car which, on or after 25th January 2010, is re-registered as a private motor car.”; and

(b) by inserting, immediately after the word “Re-registration” in the rule heading, the words “before 25th January 2010”.

## New rules 33E and 33F

4. The principal Rules are amended by inserting, immediately after rule 33D, the following rules:

### **“Re-registration on or after 25th January 2010 of private motor cars, etc., as off-peak cars**

**33E.**—(1) As from 25th January 2010, the registered owner of the following vehicles may apply to the Registrar for the vehicle to be re-registered as an off-peak car under this rule (referred to hereinafter as a “new scheme off-peak car”):

- (a) any private motor car;
- (b) any business service passenger vehicle registered using a certificate of entitlement issued on or after 1st April 1998;
- (c) any private motor car which has been transferred on or after 1st April 1998 to a statutory board, company, firm, society, association or club;

- (d) any motor car which has been registered as an off-peak car under rule 32; and
- (e) any private motor car which has been re-registered as an off-peak car under rule 33.

(2) An application under paragraph (1) shall be made in such form and manner as the Registrar may require, and shall be accompanied by a fee of \$100.

(3) The Registrar may impose such conditions as he thinks fit when granting an application made under paragraph (1).

(4) Subject to paragraphs (6), (7) and (8), the registered owner of a vehicle referred to in paragraph (1)(a), (b), (c) or (e) in respect of which any applicable conversion premium under rule 33(5) or 33F(4) (as the case may be) has been paid to the Registrar shall —

- (a) for the initial period of 6 consecutive months beginning from the date of the re-registration (referred to hereinafter as the “eligibility period”) during which the vehicle continues to be a new scheme off-peak car; and
- (b) for each subsequent period of 6 consecutive months or part thereof (referred to hereinafter as the “rebate period”) during which the vehicle continues to be a new scheme off-peak car after the eligibility period,

be entitled to a rebate of \$1,100 or of an amount calculated in accordance with the formula set out in paragraph (5), whichever is the lower.

(5) The formula to be applied for the purposes of paragraph (4) shall be as follows:

$$A \times \frac{\left[ \frac{B + C - D}{\$17,000} \right] \times \$1,100}{6}$$

- where
- A is the period (in months) during the eligibility period or any rebate period (as the case may be) for which the vehicle continues to be a new scheme off peak car;
  - B is the quota premium payable under the Road Traffic (Motor Vehicles,

Quota System) Rules (R 31) for a certificate of entitlement in respect of the vehicle;

- C is the fee payable under rule 7 in respect of the vehicle; and
- D is the rebate granted by the Registrar under rule 9A or 9B in respect of the vehicle.

(6) The Registrar shall pay the rebate provided for under paragraph (4) to the registered owner of a new scheme off-peak car at the end of the eligibility period or each rebate period, as the case may be, except that —

- (a) if within the eligibility period or any rebate period the new scheme off-peak car attains the age of 10 years or is de-registered, the rebate for that period shall be payable to the registered owner of the vehicle on a pro-rata basis upon the happening of the event;
- (b) if within the eligibility period or any rebate period the new scheme off-peak car is —
  - (i) reported as having been lost through theft or criminal breach of trust; or
  - (ii) seized by any authority under any written law,

the Registrar may, upon the expiry of that period and subject to such conditions as the Registrar thinks fit to impose, pay to the registered owner of the vehicle the rebate that has accrued in respect of that part of that period before the vehicle was reported lost or seized;

- (c) if within the eligibility period the new scheme off-peak car is re-registered as a private motor car or a business service passenger vehicle, no rebate shall be payable to the registered owner of the vehicle in respect of that period;
- (d) if within any rebate period the new scheme off-peak car is re-registered as a private motor car or a business service passenger vehicle, the rebate for that period shall be payable to the registered owner of the vehicle on a pro-rata basis upon the happening of the event; and
- (e) if within the eligibility period or any rebate period the new scheme off-peak car is declared non-user under rule 53, the rebate for that period shall be payable to the registered owner of the vehicle on a