



Queensland

# Motor Accident Insurance Amendment Regulation (No. 2) 2006

## Subordinate Legislation 2006 No. 322

made under the

*Motor Accident Insurance Act 1994*

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## 1 Short title

This regulation may be cited as the *Motor Accident Insurance Amendment Regulation (No. 2) 2006*.

## 2 Commencement

This regulation commences on 1 July 2007.

## 3 Regulation amended

This regulation amends the *Motor Accident Insurance Regulation 2004*.

## 4 Amendment of s 4 (Classification of motor vehicles for fixing insurance premiums)

(1) Section 4(3)(b), ‘or class 10 and 11,’—

*omit.*

(2) Section 4(3)(b), ‘10 or 11’—

*omit, insert—*

‘10A or 11’.

(3) Section 4(3)—

*insert—*

‘(c) if a bus (a **replacement bus**) falls into a class other than class 10B, the replacement bus may be used to replace a bus that falls into class 10B (a **class 10B bus**), without affecting the classification of the replacement bus under schedule 1, if—

(i) the replacement bus is used to replace a class 10B bus for a period, or a number of separate periods, of not more than  $\frac{14}{365}$  of the total registration period of the replacement bus; and

(ii) before the replacement bus is used to replace a class 10B bus, the registered operator of the replacement bus advises the insurer of the day or

days on which the replacement bus is to be used to replace a class 10B bus; and

- (iii) while the replacement bus is used to replace a class 10B bus, the class 10B bus is not used to transport passengers.’.

**5 Amendment of pt 7, hdg (Repeal and transitional provisions)**

Part 7, heading, after ‘provisions’—

*insert—*

‘for SL No. 153 of 2004’.

**6 Insertion of new pt 8**

After section 34—

*insert—*

**‘Part 8 Transitional provision for the Motor Accident Insurance Amendment Regulation (No. 2) 2006**

**‘35 Policy of insurance for class 10 motor vehicles not affected**

- ‘(1) This section applies if a policy of insurance under the Act for a class 10 motor vehicle was in force immediately before the amending regulation commenced.
- ‘(2) The policy of insurance continues in force as if the amending regulation had not commenced.
- ‘(3) The registered operator of the vehicle is not entitled to a refund of an amount of insurance premium, or liable to pay a further amount of insurance premium, for the policy of insurance only because the amending regulation commenced.
- ‘(4) In this section—

***amending regulation*** means the *Motor Accident Insurance Amendment Regulation (No. 2) 2006*.

## 7 Amendment of sch 1 (Motor vehicle classes)

- (1) Schedule 1, entry for Vehicle class 10—

*omit, insert—*

‘10A

Buses that are—

- (a) used within 350km of their principal base of operations; and
- (b) not in class 8, 9 or 10B

10B

Buses operating under a Translink service contract, other than buses used only for a school service or a restricted school service’.

- (2) Schedule 1, entry for Vehicle class 11, ‘9 or 10’—

*omit, insert—*

‘9, 10A or 10B’.

## 8 Amendment of sch 4 (Dictionary)

Schedule 4—

*insert—*

***‘restricted school service*** see the *Transport Operations (Passenger Transport) Act 1994*, schedule 3.

***school service*** see the *Transport Operations (Passenger Transport) Act 1994*, schedule 3.

***Translink service contract*** see the *Transport Operations (Passenger Transport) Act 1994*, section 62AAC’.

## ENDNOTES

- 1 Made by the Governor in Council on 14 December 2006.
- 2 Notified in the gazette on 15 December 2006.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Treasury Department.