

Tasmania

Motor Vehicle Traders Regulations 2022

Approved by the Director of Consumer Affairs and Fair Trading

# Used Motor Vehicle Pre-sale Disclosure Statement

Regulation 7

**The *Motor Vehicle Traders Regulations 2022* requires the following statement to be completed by the licensed motor vehicle trader and displayed prominently on any used motor vehicle offered for sale or exchange.**

**A copy is also to be included in the contract of sale or exchange and forms part of the contract.**

## **THIS STATEMENT RELATES TO THE MOTOR VEHICLE DESCRIBED BELOW:**

Make of vehicle	
Model of vehicle	
Registration number (if any)	
Registration expiry date (day/month/year)	
Date compliance plate fitted to vehicle or date the vehicle was entered on the Register of Approved Vehicles via an entry pathway under section 15(2) of the <i>Road Vehicle Standards Act 2018</i>	
Vehicle Identification Number (VIN)	
Odometer reading at the time acquired by the licensed motor vehicle trader	km

## **PRICE OF MOTOR VEHICLE**

Cash price of motor vehicle excluding fees and duties	\$
Transfer fees (if applicable)	\$
Motor Vehicle Duty (if applicable)	\$
Registration (if applicable)	\$
Total price of motor vehicle including fees and duties	\$ inc. GST

### Statutory Warranty Information

Is this vehicle automatically covered by a statutory warranty under Part 4 of the *Motor Vehicle Traders Act 2011*? Yes ☐ No ☐

Motor vehicles are automatically covered by a statutory warranty under section 43 of the *Motor Vehicle Traders Act 2011* for the first 3 months or 3,000 km, whichever occurs first, after delivery to the purchaser. The warranty applies to:

- Cars less than 7 years old, and driven less than 120,000 km before sale; and
- Motor cycles less than 3 years old, and driven less than 15,000 km before sale.

If a vehicle is not automatically covered by the statutory warranty, the trader does not have any obligation under section 46 of the Act to repair or make good any defects after delivery.

The trader may have obligations under other legislation, including Consumer Guarantees given under the *Australian Consumer Law (Tasmania) Act 2010*.

### Guarantee of clear title to vehicle

The *Motor Vehicle Traders Act 2011* provides that if a licensed motor vehicle trader sells, or supplies on exchange, a used motor vehicle, he or she must pass the title to the motor vehicle free from all encumbrances and interests. Penalties apply under section 36 of the Act if a trader does not provide a guarantee of clear title for a used vehicle (this Guarantee is not applicable to consignment sales).

To show the vehicle has no money owing on it and is not stolen, the trader may use a 'Certificate of Clear Title' from the [Personal Properties Securities Register](#) to show the vehicle has a clear title, to the best of the trader's knowledge at the time of its sale or disposal.

### Written-Off Register information

Is the vehicle entered on the register of written-off vehicles within the meaning of section 159 of the *Vehicle and Traffic (Driver Licensing and Vehicle Registration) Regulations 2021*?

☐ Yes ☐ No

### Notice to Purchaser

Persons considering purchasing this vehicle should seek appropriate advice as to its condition and its suitability for their intended use or purpose.

### DECLARATION BY TRADER

A licensed motor vehicle trader must not knowingly or recklessly make a statement or representation in a pre-sale disclosure statement that is false or misleading.

I, ....., a licensed motor vehicle trader, have completed this Pre-Sale Disclosure Statement accurately and in good faith.

Motor vehicle trader licence number: .....

Signature: ..... Date: .....