

South Australia

Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) (Fees) Variation Regulations 2016

under the *Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Act 2007*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Regulations 2007*

- 4 Substitution of Schedule 1
Schedule 1—Prescribed fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) (Fees) Variation Regulations 2016*.

2—Commencement

These regulations will come into operation on 1 July 2016.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Regulations 2007*

4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

Schedule 1—Prescribed fees

Fees payable to Commissioner in relation to impounding of a motor vehicle (section 9 of Act)

- | | | |
|---|--|---|
| 1 | Administration fee (to be charged once only in relation to the impounding of a particular motor vehicle in relation to a particular offence) | \$85.00 |
| 2 | Fee for transportation of vehicle to storage facility | \$272.00 |
| 3 | Vehicle storage fee | \$22.80 per day (or part thereof) during which the vehicle is impounded or remains uncollected* |

Fees payable to Commissioner in relation to clamping of a motor vehicle (section 9 of Act)

- | | | |
|---|--|--|
| 4 | Administration fee (to be charged once only in relation to the clamping of a particular motor vehicle in relation to a particular offence) | \$36.25 |
| 5 | Fee for attending to attach clamps to motor vehicle | \$85.00 plus a fee of \$1.10 per kilometre travelled to and from the location at which the clamps are attached |
| 6 | Fee for attending to remove clamps from motor vehicle | \$85.00 plus a fee of \$1.10 per kilometre travelled to and from the location at which the clamps are removed |

Fees payable to Sheriff in relation to impounding or forfeiture of motor vehicle (section 12(1)(b) of Act)

- | | | |
|----|--|---|
| 7 | Administration fee (to be charged once only in relation to the impounding or forfeiture of a particular motor vehicle in relation to a particular offence) | \$67.50 |
| 8 | Seizure fee | \$94.50 |
| 9 | Fee for transportation of vehicle to storage facility | \$272.00 |
| 10 | Vehicle storage fee (for impounded vehicles only) | \$22.80 per day (or part thereof) during which the vehicle is impounded or remains uncollected* |

Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) (Fees) Variation Regulations 2016
Variation of *Criminal Law (Clamping, Impounding and Forfeiture of Vehicles) Regulations 2007*—Part 2

- * If a person entitled to custody of an impounded motor vehicle has, after the end of the impounding period and during ordinary business hours, applied to the relevant authority for release of the motor vehicle and has attended to collect the vehicle in accordance with any instructions of the relevant authority, no vehicle storage fee is payable in respect of any day occurring after the date of that application.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 23 June 2016

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