

South Australia

Fair Trading (Motor Vehicle Insurance and Repair Industry Code of Conduct) Regulations 2023

under the *Fair Trading Act 1987*

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Legislative history

1—Short title

These regulations may be cited as the *Fair Trading (Motor Vehicle Insurance and Repair Industry Code of Conduct) Regulations 2023*.

2—Commencement

These regulations come into operation on 28 February 2023.

3—Interpretation

In these regulations—

Act means the *Fair Trading Act 1987*;

code means the *Motor Vehicle Insurance and Repair Industry Code of Conduct* declared under regulation 4;

Commissioner means the Small Business Commissioner.

4—Declaration of applicable industry code of conduct

- (1) The *Motor Vehicle Insurance and Repair Industry Code of Conduct* published in the Gazette (*Gazette 05.01.2023 p3*) is declared to be an applicable industry code of conduct for the purposes of Part 3B of the Act.
- (2) Pursuant to section 28I(2)(b) of the Act, a provision of the code that relates to the voluntary application of the code is excluded from the code.

5—Contravention of code subject to civil penalty

For the purposes of section 86C of the Act, the expiation fee for an alleged civil penalty contravention involving an alleged contravention or attempted contravention of the code is—

- (a) in the case of a body corporate—\$1 200; and

- (b) in the case of an individual—\$500.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Principal regulations

Year	No	Reference	Commencement
2023	6	<i>Gazette 23.2.2023 p408</i>	28.2.2023: r 2