

LEGISLATIVE COUNCIL

CONSUMER LEGISLATION AMENDMENT BILL 2026

(Amendments and New Clauses to be proposed in Committee by MELINA BATH)

1. Clause 167, page 169, after line 4 insert—

"(1A) For the purposes of subsection (1), a motor car trader takes reasonable steps if the motor car trader—

- (a) uses prescribed information or information belonging to a prescribed class of information to verify the odometer reading; and
- (b) makes a record of the verification that includes the prescribed particulars; and
- (c) makes the record available for inspection for the prescribed period."

NEW CLAUSE

2. Insert the following New Clause to follow clause 176—

'176A New section 89B inserted

After section 89A of the **Motor Car Traders Act 1986** insert—

"89B Review of operation of amendments made by Consumer Legislation Amendment Act 2026

- (1) The Minister must cause a review to be conducted of the operation of the amendments made by the **Consumer Legislation Amendment Act 2026**.
- (2) The review must be commenced no later than 2 years after the commencement of section 177A of the **Consumer Legislation Amendment Act 2026**.
- (3) The review must be completed no later than 6 months after the review commences.
- (4) The Minister must cause a copy of the review to be laid before each House of the Parliament no later than 14 sitting days after receiving it."

NEW CLAUSE

3. Insert the following New Clause to follow clause 177—

'177A New section 91 inserted

After section 90 of the **Motor Car Traders Act 1986** insert—

"91 Minister's obligations for certain regulations

- (1) Before recommending to the Governor in Council the making of a regulation specified in subsection (3), the Minister must—
 - (a) consult with representatives of—

- (i) at least 3 consumer interest groups; and
 - (ii) a road safety interest group; and
 - (iii) the motor car trading industry; and
 - (b) publish any non-confidential submissions made as part of those consultations; and
 - (c) undertake an actuarial assessment of the operation of the proposed regulation on the Fund; and
 - (d) cause a copy of the assessment to be tabled in each House of the Parliament.
- (2) When a regulation specified in subsection (3) is made, any non-confidential submissions made to the Minister under subsection (1) and a copy of the actuarial assessment undertaken under that subsection must be given to the Scrutiny of Acts and Regulations Committee of the Parliament, as if those documents were included in the list of documents in section 15A(1) of the **Subordinate Legislation Act 1994**, within the period set out in section 15A(2) of that Act.
- (3) The following regulations are specified—
- (a) a regulation for the purposes of section 54(2B);
 - (b) a regulation prescribing a method for calculating the prescribed warranty period for the purposes of section 54(2B);
 - (c) a regulation for the purposes of section 76(1)(i).
- (4) The requirements set out in subsection (1) are in addition to, and do not derogate from, the requirements and operation of the **Subordinate Legislation Act 1994** in relation to statutory rules."