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MOTOR TRAFFIC (IMPOUND FEES AND NOTICES) REGULATIONS 2020

SL No. 21 of 2020

Notified: [17th July 2020]

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Cabinet makes the following Regulations under *section 132(1)* of the *Motor Traffic Act 2014*:

1 Citation

These Regulations may be cited as the *Motor Traffic (Impound Fees and Notices) Regulations 2020*.

2 Commencement

These Regulations come into effect on the date of notification in the Gazette.

3 Definition

In these Regulations:

'*Act*' means the *Motor Traffic Act 2014*.

4 Impound fee

(1) For the purpose of *Section 116* of the Act:

- (a) the impound fee shall be imposed and calculated on a weekly basis in accordance with Schedule 1; and
- (b) the impound fee shall be paid by the owner of the impounded vehicle at the Nauru Revenue Office and a receipt shall be produced to the police before the impounded vehicle is released.

(2) The impound fee in Schedule 1 shall not include any other costs under the Act.

(3) The impound fee shall become payable immediately upon expiry of 24 hours from the time the vehicle is impounded by the police.

5 Notice to seize and remove motor vehicle or trailer to impound facility

(4) For the purpose of *Section 115* of the Act, where a motor vehicle or trailer is seized by a police officer:

- (a) a notice to seize and remove the vehicle must be issued immediately to the owner of the vehicle by the police officer; and
- (b) the vehicle must be removed to an impound facility by the police officer.

(5) For the purpose of subregulation (1)(a), shall issue the notice in the form as set out in Schedule 2.

6 Notice for payment of impound fee

For the purpose of *Section 116(3)(a)* of the Act, a police officer authorised by the Commissioner of Police shall issue a notice for payment of an impound fee in the form as set out in Schedule 3.

SCHEDULE 1

IMPOUND FEES

Motor Traffic Act 2014

[Section 116; Regulation 4]

	Type of vehicle	Impound Fee per week
1	Motor cycles	\$30
2	Buses	\$100
3	Commercial and private passenger motor vehicles	\$100
4	Trailers	\$75
5	Any other vehicle	\$50

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SCHEDULE 2



REPUBLIC OF NAURU

MOTOR TRAFFIC ACT 2014

[Section 115; Regulation 5]

To: *[insert full name of owner]*
..... *[insert residential address]*

NOTICE TO SEIZE AND REMOVE MOTOR VEHICLE OR TRAILER TO IMPOUND FACILITY

NOTICE is hereby given to you as the owner of Vehicle Registration Number: that your vehicle is now seized and impounded for *(state the reasons)*:

.....
.....
.....
.....

Vehicle will be impounded at: *[insert place of impound facility]*.

Dated this day of 20....

.....
Police Officer

.....
Rank of Police Officer

SCHEDULE 3



REPUBLIC OF NAURU

MOTOR TRAFFIC ACT 2014

[Section 116(3)(a); Regulation 6]

To: *[insert full name of owner]*
..... *[insert residential address]*

NOTICE OF PAYMENT OF IMPOUND FEE

NOTICE is hereby given to you as the owner of Vehicle Registration Number: to pay an impound fee in the sum of \$..... for the said vehicle being impounded by the police for days.

Dated this day of 20....

.....
Authorised Police Officer

Note: Unless the fee is paid on the day the notice is issued, the amount will increase on a daily basis as provided for in the *Motor Traffic (Impound Fees and Notices) Regulations 2020*.