

## **Motor Vehicle (Trade Practices) Regulations 1989**

GN No. 105 of 1989

### **THE FAIR TRADING ACT**

#### **Regulations made by the Minister under section 8 of the Fair Trading Act**

1. These regulations may be cited as the Motor Vehicle (Trade Practices) Regulations 1989.
2. In these regulations—  
“dealer” means a trader who imports and sells motor vehicles;  
“motor vehicle” includes motor car, lorry, van, bus, motorcycle and moped.
3. (1) Every dealer shall—
  - (a) carry out a standard pre-delivery inspection as instructed by the manufacturer;
  - (b) provide a copy of the pre-delivery inspection check list to the purchaser;
  - (c) ensure that the motor vehicle is delivered in a clean condition;
  - (d) set out clearly in a document the terms and conditions of the transaction between the dealer and the consumer.
  - (2) The terms and conditions of the transaction between the dealer and the consumer shall be fair and reasonable.
  - (3) The dealer shall specify in the document details of all charges additional to the price of the motor vehicle so that the consumer may understand clearly the total price he has to pay in respect of the motor vehicle on the road.
  - (4) Every dealer shall ensure that the manufacturer’s handbook relating to the model of motor vehicle being sold is available to the consumer at the time of sale of the motor vehicle.
4. (1) Every dealer shall provide the consumer with a copy of the document embodying the terms of the manufacturer’s guarantee.
  - (2) The guarantee shall not extend to cover defects arising from a failure by the consumer to have the motor vehicle serviced in accordance with the manufacturer’s recommendation or from abuse or misuse.

- (3) The terms of the guarantee shall be clearly set out in writing at the time of sale and easily understandable particularly in relation to any items specifically included in or excluded from its provisions.
  - (4) The dealer shall permit the transfer of the unexpired portion of any guarantee to a second or subsequent owner.
  - (5) A dealer shall operate fair and equitable policies to permit the extension of guarantee in the event of a motor vehicle being off the road for a period of not less than 15 days for rectification of guarantee faults.
5. (1) Every dealer shall ensure the reasonable availability of spare parts for models marketed by him.
    - (2) In determining the reasonable availability of spare parts, regard shall be had to all the circumstances and, more particularly, to whether the dealer is carrying on this trade without regard for servicing needs.
6. (1) Where major repairs are to be effected, every dealer shall offer a firm quotation for the cost of the repairs, or, where this is not possible, make clear to the consumer that an estimate is being made.
    - (2) All parts replaced during service or repair shall be made available for return to the consumer.
    - (3) Every invoice should be clearly written or typed and give full details of the work carried out and materials used.
    - (4) Where repairs have been effected they shall be guaranteed by the dealer, for a specific mileage or time period as specified by the repairer, against failure due to workmanship.
    - (5) The dealer shall, before accepting repairs work, notify the consumer of the method of payment required.
    - (6) The repairer shall give the estimated time for the repair of a motor vehicle and shall make every effort to inform the owner where this estimated time cannot be met.
    - (7) The contract of repairs shall specify whether the repairer or the consumer will provide the spare parts, and the repairer shall ensure that the necessary spare parts are available before starting the repairs.
    - (8) Repairs shall be properly and efficiently carried out and, in case of repeated breakdown, they shall be done at the expense of the repairer.
7. These regulations shall come into operation on 3 July 1989.

Made by the Minister on 30 June 1989.