

Government Notice No. 183 of 2024

**THE CONSUMER PROTECTION
(PRICE AND SUPPLIES CONTROL) ACT**

**Regulations made by the Minister under section 35 of the
Consumer Protection (Price and Supplies Control) Act**

1. These regulations may be cited as the Consumer Protection (Importation and Sale of Second-hand Motor Vehicles) (Amendment No. 3) Regulations 2024.
2. In these regulations –
“principal regulations” means the Consumer Protection (Importation and Sale of Second-hand Motor Vehicles) Regulations 2004.
3. Regulation 4 of the principal regulations is amended, in paragraph (2)(b), by inserting, after sub subparagraph (ii), the following new sub subparagraphs –
 - (iia) a certificate of character, in respect of every director, issued not more than 3 months before the application;
 - (iib) a bank reference certificate in respect of each director;
4. Regulation 10 of the principal regulations is revoked and replaced by the following regulation –
 10. (1) (a) No authorised dealer shall –
 - (i) appoint a new director;
 - (ii) cause any transfer of its shares or change in director,

without the approval of the Permanent Secretary.

- (b) Any authorised dealer who intends to –
 - (i) appoint a new director;
 - (ii) cause any transfer of its shares or change in director,

shall make a written request to the Permanent Secretary.

(c) The request under subparagraph (b) shall be accompanied by –

- (i) a certificate of character, in respect of every director, issued not more than 3 months before the application;
- (ii) a bank reference certificate in respect of each director.

(2) (a) The Permanent Secretary may approve or refuse the request.

(b) Any approval under subparagraph (a) shall be in writing.

(c) Where the Permanent Secretary refuses the request, he shall, within 21 days of his decision, inform the authorised dealer in writing.

(3) Where there is a transfer of shares of the authorised dealer or a change in directors, the company shall forthwith inform the Permanent Secretary and submit documentary evidence to that effect.

(4) Where a director is convicted of an offence involving fraud and dishonesty preceding his appointment, the authorised dealer shall, not later than 15 working days of the conviction, inform the Permanent Secretary accordingly.

(5) Where an authorised dealer is made aware that a newly appointed director has been convicted of the offence of fraud and dishonesty during the last 10 years preceding his appointment, he shall forthwith inform the Permanent Secretary in writing.

(6) Where a director is convicted of an offence involving fraud or dishonesty, the Permanent Secretary shall require the authorised dealer to show cause why its licence should not be cancelled.

(7) Where the Permanent Secretary is satisfied that the authorised dealer is no longer a fit and proper company to continue holding a licence, he shall cancel the licence.

4. These regulations shall come into operation on 18 September 2024.

Made by the Minister on 18 September 2024.
