

Second-hand Vehicle Dealers Act 1995 - Section 18C

Legal title to vehicle during cooling-off period

If a vehicle is subject to a cooling-off period under the *Second-hand Vehicle Dealers Act 1995*, the following conditions apply during the cooling-off period:

- Legal title to the vehicle remains with the dealer until the expiration of the cooling-off period
- The dealer is entitled to retain possession of the vehicle during the cooling-off period
- The dealer must allow you (or person nominated by you) reasonable access to the vehicle for the purpose of test driving or inspecting the vehicle
- The vehicle must not be driven more than 100kms
- The dealer must ensure that the vehicle is :
 - roadworthy
 - insured against loss or damage
 - registered, or bears trade plates, and is insured in accordance with the requirements of the *Motor Vehicles Act 1959*.

These conditions will apply unless you and the dealer enter into an agreement by filling out the details below.

The dealer should keep this form and provide you with a copy.

IMPORTANT: You should not sign this document unless you are certain you want to alter your rights under the *Second-hand Vehicle Dealers Act 1995*.

Details of dealer

Dealer's name:

Dealer's business address:

Dealer's licence number:

Dealer's contact phone number:

Details of purchaser

Purchaser's name:

Purchaser's address:

Purchaser's contact phone number:

Details of motor vehicle

Make and model of vehicle: Vehicle Identification Number:

Registration number: Year of manufacture:

Engine number:

Cooling-off details

Contract for the sale signed: Date: Time:

Cooling-off expires: Date: Time:

IMPORTANT: You are altering your rights under the *Second-hand Vehicle Dealers Act 1995*. **Only sign this document if you want your rights to change.**

Conditions during cooling-off

(Indicate which conditions will apply as agreed by the parties, by striking out whichever does not apply)

The parties agree during the cooling-off period:

- Legal title passes to the purchaser on
- The purchaser may take possession of the vehicle on
- Access to the vehicle is given on for the purpose of
- Limit that the dealer or purchaser may drive the vehicle is
- The dealer is not obligated to ensure that the vehicle is:
 - roadworthy
 - is insured against loss or damage
 - is registered or bears trade plates and is insured in accordance with the *Motor Vehicles Act 1995*

Signed by parties

Purchaser: Date:

Dealer: Date:

Witnessed by

Name of Witness: Date:

Address of Witness:

You must not witness this document if:

- you are the dealer
- you are employed by the dealer as an employee or under a contract for the performance of services
- you are indebted to or owed money by the dealer
- you are the dealer's spouse, domestic partner, parent, brother, sister or child or you and the dealer are members of the same household
- you are in partnership with the dealer
- you and the dealer are otherwise close associates (within the meaning of the *Second-hand Vehicle Dealers Act 1995*).

For further information contact Consumer and Business Services on 131 882 or visit cbs.sa.gov.au