

DÁIL ÉIREANN

AN BILLE UM THRÁCHT AR BHÓITHRE 2009 —ROGHCHOISTE

ROAD TRAFFIC BILL 2009 —SELECT COMMITTEE

*Leasuithe
Amendments*

NEW SECTIONS

146a In page 67, after line 26, to insert the following new section:

“71.—(1) Any person who knowingly or recklessly makes any adjustment to or stops or disengages the odometer on a vehicle, and thereby misrepresenting the true mileage of the vehicle in question, shall be guilty of an offence.

(2) A person guilty of an offence under *subsection (1)* of this section shall be liable on summary conviction to a fine not exceeding €5000 or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, or, on conviction on indictment, to a fine not exceeding ten thousand Euro or to imprisonment for a term not exceeding two years, or to both such fine and such imprisonment for each and every occurrence.

(3) It shall not be an offence within the meaning of *subsection (1)* when an odometer is adjusted to reflect the true mileage of the vehicle.”

—Thomas P. Broughan.

146b In page 67, after line 26, to insert the following new section:

“71.—(1) It shall be an offence to offer for sale any vehicle in which the odometer has been tampered.

(2) *Subsection (1)* of this section shall apply whether or not the sale actually takes place.

(3) No offence is committed within the meaning of *subsection (1)* of this section where all reasonable steps have been taken by the person selling the vehicle to insure that the odometer of the vehicle in question was not tampered.

(4) The onus of taking all reasonable steps, as stated in *subsection (3)*, would be satisfied upon the receiving of a statement from the previous vehicle owner (“vehicle mileage certificate”) certifying that the mileage is correct.

(5) A person guilty of an offence under *subsection (1)* of this section shall be liable on summary conviction to a fine not exceeding €5000 or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, or, on conviction on indictment, to a fine not exceeding €10,000 or to imprisonment for a term not exceeding two years, or to both such fine and such imprisonment for each and every occurrence.”

—Thomas P. Broughan.

[*NEW SECTIONS*]

146c In page 67, after line 26, to insert the following new section:

“71.—The sale of every vehicle in the State shall be accompanied by a signed vehicle mileage certificate from the vendor.”

—Thomas P. Broughan.

146d In page 67, after line 26, to insert the following new section:

“71.—(1) It shall be an offence to sign a vehicle mileage certificate knowing that the mileage entered on the certificate for the vehicle is false.

(2) A person guilty of an offence under *subsection (1)* of this section shall be liable on summary conviction to a fine not exceeding €5000 or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, or, on conviction on indictment, to a fine not exceeding €10,000 or to imprisonment for a term not exceeding two years, or to both such fine and such imprisonment for each and every occurrence.”

—Thomas P. Broughan.