

Transfer of registration number rights agreement for deceased estate

The form must be completed, signed and returned to VicRoads within 14 days of the transfer date.

Copies: **Original** – Submit to VicRoads **Pink** – Authorised representative keeps **Yellow** – Acquirer keeps

Registration number										Transfer date		D	D	M	M	Y	Y	Y	Y
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Deceased person's details (registration number rights holder)

Surname									
First given name									
Second given name				Third initial (if any)					
Licence/Customer number (if known)									
Last known address									
				Postcode					

The registration number rights are being transferred to

- Authorised representative of the Estate (temporary basis pending settlement of the Estate)
- Other party

Authorised representative of the estate details

Surname or company name										
First given name or ACN/ARBN										
Second given name				Third initial (if any)						
Licence/Customer number										
Residential or company address										
				Postcode						
Mobile phone no. (or other if not applicable)										
Email										
Signature of authorised representative/authorised agent										
Date			D	D	M	M	Y	Y	Y	Y

Acquirer details

Surname or company name										
First given name or ACN/ARBN										
Second given name				Third initial (if any)						
Licence/Customer number										
Residential or company address										
				Postcode						
Mobile phone no. (or other if not applicable)										
Email										
Signature of acquirer										
Date			D	D	M	M	Y	Y	Y	Y

Important information for persons who acquire the registration rights to custom plates from the Estate of a deceased person

Registration number rights are exclusive to the owner of those rights. They form part of the property of the owner on his or her death and may be transferred to any other person like any other form of personal property.

The owner of registration rights in respect of a custom plate has the right to:

- have that registration number assigned to a vehicle registered in their name;
- be issued with 2 number plates, or 1 in the case of a motorcycle (of a type that VicRoads considers appropriate) bearing that registration number; and
- display those number plates on any vehicle to which that number is assigned by VicRoads.

If you have purchased a vehicle belonging to the Estate of a deceased person and the custom plates are attached to that vehicle, the registration rights in respect of those plates will be transferred to you (in the absence of any evidence that the transfer of the custom plate rights was not intended). There is no need for you to take any action to transfer the registration number rights.

If you have purchased, wish to acquire or have otherwise acquired (for example, through inheritance) the registration number rights held by the Estate of a deceased person and those plates are not attached to a vehicle that has been purchased by you, you must complete this *Transfer of registration number rights agreement for deceased estate* and lodge it with VicRoads.

Registration number rights are exclusive to the owner of the rights and may be exercised at any time. Exercise of the rights, however, must be in accordance with the *Road Safety Act 1986* and the *Road Safety (Vehicles) Regulations 2021*. In particular:

- The sale and purchase of registration number rights is subject to the terms and conditions set out in this document;

- VicRoads may cancel registration number rights if it considers that the registration number may be mistaken for another number, gives a misleading impression that the vehicle is owned or operated by a government agency, is offensive, is otherwise inappropriate for public display or was issued in error. Compensation may be available in these circumstances.
- VicRoads may also cancel registration number rights if it believes the rights were acquired unlawfully or dishonestly, if the display of the number is prohibited by law or certain other obligations have not been complied with. Compensation is not available in these circumstances.
- If a currently registered vehicle to which custom plates are attached is sold, it will be presumed that the person who acquires the vehicle also acquires the registration number rights to the number on the plates.
- If the registration number rights are transferred, the vendor and purchaser must notify VicRoads of that transfer within 14 days.
- The owner of the registration number rights does not own the plates on which the registration number is displayed. All number plates remain the property of the State.
- An authorised officer of VicRoads or a member of the police force may seize a number plate if he or she reasonably suspects that it is not being used, or was not issued, in accordance with the law, and may retain the seized plate until satisfied that it can be used legally.
- VicRoads will not issue custom plates for display on vehicles that are required to be licensed or accredited (such as hire cars, taxis, buses, tow trucks or hire motorcycles). VicRoads will only issue one custom plate for display on a motorcycle.

The sale of registration number rights is subject to the terms and conditions. Please read them carefully.

Transfer of registration number rights agreement for deceased estate



ABN 69 981 208 782

Definitions

1. In these terms and conditions:

- “Act” means the *Road Safety Act 1986*;
- “custom plate” means a non-standard number plate displaying a registration number the subject of registration number rights;
- “non-standard number plate” has the same meaning as in the Act;
- “plate style” means the design, size, colour or material used by VicRoads for a series of custom plates;
- “plates” includes a single plate, unless the context otherwise requires;
- “registration number rights” means the rights set out in section 5AD of the Act;
- “Regulations” means the Road Safety (Vehicles) Regulations 2021;
- “your plates” means custom number plates issued by VicRoads displaying your registration number; and
- “your registration number” means the registration number in respect of which you own registration number rights.

Assigning the registration number and attaching plates

2. **Once you have received your plates, you may have the registration number assigned to a registered vehicle.** You may do this by calling VicRoads or visiting a VicRoads Customer Service Centre. There is no charge for the first assignment of the registration number to a registered vehicle. There is no need to contact VicRoads if the new plates are for a bike rack or an exempt trailer, or if they display the same registration number as the plates currently assigned to the vehicle.
3. **VicRoads will only assign a registration number to a vehicle that is registered in your name.** If the registration number rights are owned by an incorporated body, VicRoads will only assign the registration number to a vehicle registered in the name of that incorporated body.
4. **You must not attach your plates to a vehicle until the registration number has been assigned to that vehicle.** It is an offence to display plates on a vehicle if the registration number on the plates has not been assigned to the vehicle by VicRoads. Once the registration number is assigned to your vehicle, you must attach your plates. If you are intending to have a car dealer attach your plates for you, leave them in the box provided by VicRoads, and take the whole package to the dealer.
5. **If you purchase replacement or upgrade plates with the same number as plates you already own, you must return any old plates showing that registration number to VicRoads.** You may not dispose of the old plates in any other manner. All plates remain the property of the State.

Self-retention of number plates

6. **If plates have been issued but you do not want them to be affixed to a vehicle, the plates must be held on ‘self retention’.** If your plates are affixed to a vehicle and you wish to remove them and not affix them to another vehicle, you must place them on self retention by calling VicRoads or by visiting a VicRoads Customer Service Centre. If you do not wish your number plates to be assigned to a vehicle immediately, you must ensure that they are kept safely in your possession, and are not fitted to a vehicle until you have notified VicRoads. (When you receive new plates, they are automatically treated as being on self retention until the number is assigned to a vehicle, and you do not need to notify VicRoads.)
7. **While your plates are on self retention, you must keep them in a secure location and do everything you reasonably can to prevent their loss, destruction, theft or unauthorised use.** You must comply with any reasonable direction of VicRoads in relation to the storage or security of your plates. You must not allow them to be attached to a vehicle unless VicRoads has assigned the registration number to that vehicle. Where VicRoads is not satisfied that plates on self retention are being kept secure, VicRoads may require you to return your plates to it within 14 days. If you do not do so, you must pay VicRoads any expense it incurs in recovering your plates. All plates remain the property of the State.
8. **If your plates are on self retention you may have them assigned to a vehicle at any time.** You may do this by calling VicRoads or visiting a VicRoads Customer Service Centre. There is no charge for the first assignment of your registration number to a vehicle. However, if the plates were previously attached to a vehicle, a fee is payable to have the number assigned again, whether to that vehicle or another vehicle.

Cancellation of registration number rights and return of plates

9. **Your registration number rights may be cancelled by operation of the Act, in accordance with the Regulations, where there is a breach of these terms and conditions or if VicRoads decides in its discretion it is appropriate to do so.** Compensation may be payable in some circumstances. If VicRoads notifies you that your registration number rights are cancelled, or your plates were issued in error, you must return your plates to VicRoads within 14 days. If you do not do so, you must pay VicRoads any expense it incurs in recovering your plates. You may also be liable to pay a fine, the registration of your vehicle may be suspended and your plates may be seized. All plates remain the property of the State.

Transferring your registration number rights

10. **If you want to give or sell your plates to someone else, you must transfer the registration number rights to that person.** The transfer is subject to the transferee returning a satisfactorily completed Transfer of registration number rights agreement form to VicRoads. If you sell a registered vehicle with your plates attached, it will be presumed that the registration number rights to your registration number are also sold, in the absence of evidence to the contrary. In any other case, registration number rights may be sold or dealt with like any other personal property.
11. **Within 14 days after the transfer of registration number rights, the purchaser and seller must satisfactorily complete a *Transfer of registration number rights agreement form* and return it to VicRoads.** This form is available from VicRoads Customer Service Centres or online via VicRoads website.

12. **If you are transferring or selling a registered vehicle and do not wish to transfer your registration number rights,** you must have a different registration number assigned to the vehicle by attending a VicRoads Customer Service Centre. A fee will apply.
13. **If you wish to display your plates on another vehicle registered in your name,** you must call VicRoads or visit a VicRoads Customer Service Centre to have the registration number assigned to that vehicle. A fee will apply.

Loss, replacement, surrender and seizure of number plates

14. **If your plates are lost, stolen, damaged or destroyed, you must apply to VicRoads for replacement plates.** A fee will apply. You remain responsible for all infringements, penalties and other consequences that may result from the use by any person of the lost or stolen plates. You agree to indemnify and release VicRoads for and from any loss or liability you or another person may incur as a result of the misuse of the plates that have been lost or stolen. If the lost or stolen plates are found after you have applied for replacement plates, you must return them to VicRoads.
15. **You must not display a number plate other than a number plate that has been issued by VicRoads.** You must not manufacture, or ask another person to manufacture, a plate displaying your registration number, whether or not the plate has the same plate style as your plate. It is an offence to do this and any such plates are subject to seizure, and additional penalties may apply.
16. **VicRoads may, at its discretion, provide for registration numbers available in one plate style to be displayed on number plates having a different plate style.** If VicRoads has approved the display of registration numbers in the same series as your registration number on a different plate style, VicRoads may permit you to have your registration number displayed on that plate style, subject to payment of a fee and other conditions VicRoads determines should apply. When you obtain the new plates, you must return any old plates bearing that registration number to VicRoads. You may not dispose of your old plates in any other manner. All plates remain the property of the State.
17. **If you no longer want your custom plates and wish to surrender your registration number rights, you must return the plates to a VicRoads Customer Service Centre.** You must not dispose of your plates in any other way. Plates remain the property of the State. If your registration number is assigned to a registered vehicle, VicRoads will issue you with standard number plates and assign the number on those plates to the vehicle. A fee will apply. By returning your custom plates to VicRoads, you agree to surrender all registration number rights in respect of the number, agree to release VicRoads from any obligation or liability in respect of those registration number rights, and agree that VicRoads may sell registration number rights in respect of that registration number to any other person.
18. **Except to the extent required by law, plates issued by VicRoads are supplied without any warranty, and VicRoads makes no representation in relation to the state, quality or fitness for purpose of such plates.** However, VicRoads will provide replacement plates in the same plate style at no cost if your plates exhibit a manufacturing fault within 7 years of the date of issue, and as a result of the fault the plates are unable to be used as vehicle identifiers. VicRoads will charge a fee if it is required to replace plates in circumstances where the plates are unable to be used as vehicle identifiers as a result of normal wear and tear (including damage caused by cleaning). If VicRoads issues you with replacement plates, you must return your old plates to VicRoads.

Your personal information

19. The Department of Transport and Planning ABN 69 981 208 782 (‘Department’) and R&L Services Victoria Pty Ltd ABN 28 657 005 493 (as Trustee for the Victorian R&L Services Trust ABN 96 342 123 072), known as ‘VicRoads’ and acting on behalf of the Secretary to the Department, (‘we, us’) collect personal information for registration and licensing purposes. This personal information will be handled by us as permitted or required by the applicable laws. We may disclose the personal information we collect from you to various organisations and persons as permitted or required by applicable laws, particularly by the *Road Safety Act 1986*. This includes disclosing the information to third parties including our contractors and agents, law enforcement agencies, other road and traffic authorities, Austroads, the Transport Accident Commission, vehicle manufacturers (for safety recalls), toll road operators, road safety researchers, courts and other organisations or people authorised to use the personal information.
20. **You are required to provide this personal information.** Your failure to provide the information may result in this form not being processed, or your records not being properly maintained. For further information about our use of your personal information and your right of access to it, go to: dtp.vic.gov.au/privacy.
21. **Providing false or misleading information or documents is a serious offence under the *Road Safety Act 1986* and *Marine Safety Act 2010*, as applicable, and can result in you being fined or imprisoned.** Further, any authority or approval, given as a result of you providing such information/documents, may be reversed and have no effect. By signing this form, I declare that the information in this form and related supporting documents is true, correct and complete, and I understand the privacy statement.

Disclaimer

22. **To the maximum extent permitted by law, VicRoads excludes all liability for direct, indirect, consequential or incidental loss or damage (including lost profits) arising out of or in connection with any purchase or use of custom plates, these Terms and Conditions or your registration number.**

Severability

23. **Each provision of these Terms and Conditions is individually severable.** If any provision is or becomes illegal, unenforceable or invalid, it is to be treated as being severed from these Terms and Conditions, but the rest of these Terms and Conditions will not be affected.

Governing law

24. **This contract for the sale of registration number rights is governed by the laws of Victoria.** Both you and VicRoads agree to submit to the non-exclusive jurisdiction of its courts and courts of appeal from them, and must not object to the exercise of jurisdiction by those courts on any basis.

These Terms and Conditions are valid as of: 1 July 2017.

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Registration number																Transfer date																	
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Deceased person's details (registration number rights holder)

Surname															
First given name															
Second given name								Third initial (if any)							
Licence/Customer number (if known)															
Last known address															
												Postcode			

The registration number rights are being transferred to

Authorised representative of the Estate
(temporary basis pending settlement of the Estate)

Other party

Authorised representative of the estate details

Surname or company name															
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Residential or company address															
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Mobile phone no. (or other if not applicable)															
Email															
Signature of authorised representative/authorised agent															
Date															

Acquirer details

Surname or company name															
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												Postcode			
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Email															
Signature of acquirer															
Date															

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- have that registration number assigned to a vehicle registered in their name;
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