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Issue 1

Highlights

- Classes of registration will be changing
- Persons in charge must meet prescribed requirements
- Revised certification course launches January 2009

Registration changes under MVDA 2002

The new MVDA 2002 launches April 1, 2009!

In this bulletin we provide a **brief** overview of some of the changes regarding registration. Although other bulletins will be forwarded for your information, we strongly encourage you to sign up for the revised OMVIC Certification course, offered by the Canadian Automotive Institute, which will launch in January 2009.

Classes of registration:

Under the MVDA 2002, the following classes of dealer registration will exist:

- **General dealer with two subclasses:**
New and used motor vehicles
Used motor vehicles
- **Broker**
- **Wholesaler**
- **Exporter**
- **Outside Ontario dealer**
- **Lease finance dealer**
- **Fleet lessor with two subclasses:**
Commercial lessor
Short-term lessor

A general dealer, broker or outside Ontario dealer cannot be registered in another class. Wholesalers, exporters, lease finance dealers and fleet lessors can be registered in more than one class.

Note: You will be receiving a notice from OMVIC in the near future summarizing the range of business and the responsibilities of each class and inviting you to choose the class that best reflects your business.

Certification

- New applicants must take the OMVIC Certification course
- Carefully note the section below on "persons in charge"
- If you've previously taken the course and haven't allowed your registration to expire for more than two years, you are exempt from the requirement to take the certification course

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Persons in charge:

The sole proprietor, or at least one partner or officer, must have taken the certification course, or have been in charge of a dealership on January 1, 2007. Dealers may also designate one or more persons in charge who have either taken the course or were in charge of a dealership on January 1, 2007.

“Persons in charge” are assigned and accept responsibility to ensure the dealer complies with the MVDA 2002.

Note: Unless the sole proprietor or an officer or partner satisfies the requirements above, OMVIC cannot process a dealer’s renewal. If there is a designated person in charge, that person must also satisfy the requirements.

Eligibility for registration:

- Applicants for registration or renewal can not be in arrears on retail sales tax
- If money is owing to the Compensation Fund, it must be reimbursed
- Dealerships must comply with all municipal bylaws
- A person or business whose registration has been denied or revoked under the new MVDA 2002 must wait two years before re-applying for registration. New evidence must be available or material circumstances must have changed.

Location:

- Dealers with multiple locations will now be registered as one dealership

Multiple employers:

- Salespersons may work for more than one dealer with the written consent from the dealers involved provided on the form provided by the Registrar

More Information:

To read the Motor Vehicle Dealers Act and its accompanying Regulations, as well as other information bulletins, **visit the MVDA 2002 page on OMVIC’s web site: www.omvic.on.ca.**

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