

Regulation to maintain proper handling of automobiles at yards in Saitama Prefecture

Effective from July 1, 2020

Purpose of the Regulation

In view of the present situation of stolen cars and other items that are stored and dismantled in automotive yards, the purpose of this regulation is to allow people in Saitama Prefecture to lead safe lives, by placing a necessary regulation for proper handling of cars at yards in Saitama Prefecture.

What is a "yard"?

A "yard" is a facility to store and dismantle cars etc. which is surrounded by a fence, boards, walls or containers. Those enclosures prevent people from entering the yard without permission.



Examples of storing and dismantling cars, etc.



storing and dismantling cars



Separating and storing engines



storing and dismantling motorcycles



storing and dismantling bicycles



埼玉県警察

Saitama Prefectural Police

Controlled Items^{* 1}

Cars , motorcycles including mopeds, bicycles and car parts^{* 2}

* 1 The details of the controlled items are stipulated in the Saitama Prefectural Public Safety Commission's Rules

* 2 Car parts include engines, transmissions, suspension system, etc.

Controlled Acts

A car-related business at a yard (the operation of storing or dismantling cars with intent to export, transfer or deliver) is subject to control.

This regulation doesn't apply to the following cases:

- When car specific maintenance business operators who are authorized by the Director of the District Transport Bureau store or dismantle cars as specific maintenance
- When operators store bicycles which were removed by municipalities

Registration

To operate a car-related business at a yard in Saitama Prefecture, a person has to register the business with the Saitama Prefectural Public Safety Commission beforehand.

Even if the person is already operating a car-related business at a yard in Saitama Prefecture when this regulation is enforced, he/she must register with the Saitama Prefectural Public Safety Commission by September 30, 2020.

This regulation doesn't apply to collection operators, fluorocarbons recovery operators, dismantling operators, shredding and sorting operators (related business operators) stipulated in the Act on Recycling of End-of-Life Vehicles.

A person who intends to operate a car-related business at a yard must fill out a registration form with the name and address of the operator, address, size, facilities, etc. of the yard.

If the registered information changes or the operator suspends or discontinues the car-related business at a yard, he/she has to notify the changes to the Saitama Prefectural Public Safety Commission.

Community Safety Section of the police station where a yard is located is responsible for registration.

(Regarding registration, changes of registration, suspension or discontinuance of business, electronic application procedures will start shortly to reduce the burden of applicants.)

Penalties

A person who operates a car-related business at a yard without registration or makes false registration;

- Up to 3 months imprisonment with labor or a fine of up to 300,000 yen

A person who does not report the changes of registration or makes false registration;

- A fine of up to 300,000 yen

ID Confirmation of a Seller

When a person who operates a car-related business at a yard buys vehicles etc. which are related to his/her business from another person, he/she must confirm the seller's name, address, etc.

Operators must check the seller's name, address, etc. with the original of his/her ID, driver's license etc.

This regulation doesn't apply to the following cases:

- When the related business operators reported the details of the collected End-of-Life vehicles to the Information Management Center.
- When the secondhand articles dealers confirmed the identity of the seller pursuant to the provisions of the Secondhand Articles Dealer Act.

Record of Business Transactions

When a person who operates a car-related business at a yard buys or sells vehicles etc. which are related to his/her business from/to another person, he/she must keep a record of the buyer and seller's name, address, date of business, a list of items, quantity each time and it must be kept for 3 years.

This regulation doesn't apply to the following:

- Information on collected/delivered End-of-Life vehicles reported by the related business operators to the Information Management Center.
- Information entered in account ledgers or kept electromagnetically pursuant to the provisions of the Secondhand Articles Dealer Act.

Penalty

A person who does not keep a record of business transactions or makes a false record of business transactions

- Up to 3 months imprisonment with labor or a fine of up to 300,000 yen

Employees Record

A person who operates a car-related business at a yard must have a list of all employees which includes their names, addresses, etc.

Penalty

A person who does not have a list of employees, does not have necessary information in it or makes a false record

- A fine of up to 200,000 yen

Posting a Sign

An owner of a yard must put up a sign on a place where it can be easily seen by the public with the name of the owner and the business.

Penalty

A person who violates this clause

- A fine of up to 100,000 yen

On-site Inspection

If needed, police officers are allowed to walk into yards and their offices, inspect the documents and question the people concerned.

Penalty

A person who refuses, obstructs, evades inspection or does not answer and/or makes a false statement to the questions given

- A fine of up to 300,000 yen

Exemption

Those who are exempted from the applicable clauses are listed below.

Clauses of this Regulation	Car Specific Maintenance Business Operators ¹	Storage of Removed Bicycles	Related Business Operators ¹	Secondhand Articles Dealers
Registration (Article 3, Section 1)	Exempted ²	Exempted ³	Exempted	Applied
Change of Registration (Article 3, Section 2&3)			Partly exempted ⁴	Partly exempted ⁵
ID Confirmation (Article 4)			Applied	Exempted
Declaration of Stolen Vehicles (Article 5)			Partly exempted ⁴	Partly exempted ⁶
Record of Business Transactions (Article 6)			Applied	Applied
Employees Record (Article 7)			Exempted	
Visibility (Article 9)			Applied	
Posting a sign (Article 10)			Applied	
On-site Inspection (Article 11)				

- 1 "Car Specific Maintenance Business Operators" are stipulated in the Article 78, Section 4 of the Road Transport Vehicle Act and "Related Business Operators" are stipulated in the Article 2, Section 17 of the Act on Recycling of End-of-Life Vehicle (hereinafter "Vehicle Recycling Act").
- 2 Storing and dismantling of vehicles performed as specific maintenance with intent to export, transfer and deliver are exempted. However, this regulation is applied to other purposes of storing and dismantling.
- 3 Storage of bicycles which were removed by municipalities is exempted from this regulation.
- 4 Matters reported by the related business operators when they have to collect the End-of-Life vehicles pursuant to the provisions of the Vehicle Recycling Act are exempted from this regulation.
- 5 Measures taken by the secondhand articles dealers to confirm the identity of the seller are exempted from this regulation pursuant to the provisions of the Article 15 (1) of the Secondhand Articles Dealer Act.
- 6 Matters which must be entered in account ledgers or recorded electromagnetically are exempted from this regulation pursuant to the provisions of the Article 16 of the Secondhand Articles Dealer Act.

Contact Us

- Safety Division, Community Safety Department, Saitama Prefectural Police Headquarters TEL: 048-832-0110
- Community Safety Section of the nearest police station
- Saitama Prefectural Police Website <https://www.police.pref.saitama.lg.jp>

