- 49. Any manufacturer transferring a new motor vehicle or trailer to a dealer shall supply such dealer, at the time of the transfer, with a manufacturer's certificate. Any dealer transferring a new motor vehicle or trailer to another dealer shall, at the time of the transfer, give such transferee the proper manufacturer's certificate assigned to the transferee and each dealer shall hold an unexpired franchise in this State for the particular make of vehicle being transferred.
- (a) (1) From and after January 1, 1966, licenses for dealers and dealer registration plates shall be issuable only to dealers as that term is defined in this article. Licenses for used car dealers and used car dealer registration plates shall be issuable only to used car dealers as that term is defined in this article. Licenses for trailer dealers and trailer dealer registration plates shall be issuable only to trailer dealers as that term is defined in this article. No dealer shall be entitled to obtain a license as a dealer and dealer registration plates and no used car dealer shall be entitled to obtain a license as a used car dealer and used car dealer registration plates and no trailer dealer shall be entitled to obtain a license as a trailer dealer and trailer dealer registration plates unless (i) the applicant's said business is conducted at a fixed location in a substantial building in which the books of account and records of said business are maintained and kept; (ii) the said business of the applicant is the only or the principal business conducted on the said premises; (iii) the said building is adequate and appropriate for the sale of motor vehicles by the applicant; (iv) the applicant maintains and operates a service shop equipped for reasonably adequate and proper servicing of the vehicles to be sold by the applicant, or, in the alternative, the applicant has an extant contract approved by the Department which requires such servicing to be furnished at a reasonably convenient location to the purchasers of vehicles from the applicant; (v) the location requirements set forth in subsections (i), (ii), (iii), and (iv) of this section shall not be a requirement for the issuance of a trailer dealer's license and trailer dealer registration plates; trailer dealers in new trailers must hold an unexpired appointment as such in writing from the manufacturer of such vehicles or from the distributor of such vehicles, and an exact copy of the appointment of franchise shall be attached to the application together with a statement that such an appointment is not expired or revoked; (vi) each applicant for a license as a dealer, upon notification by the Department of approval of the application, files with the Department acceptable evidence of a surety bond in such form as the Department shall approve in the sum of five thousand dollars (\$5,000) for the use and benefit of the Department and the public who may suffer or sustain any loss by reason of any violation of Sections 29, 46, 47, 49, 61, 62, or 63 of this article by a dealer, used car dealer and trailer dealer, and the license of any dealer, used car dealer and trailer dealer, under this article who fails to file acceptable evidence that the bond required herein has been extended prior to the date of expiration of the bond shall be automatically suspended and the Department shall immediately notify him of the suspension; EXCEPT IN THE CASE OF BOAT TRAILER DEALERS AND THOSE TRAILER DEALERS DEALING EXCLUSIVELY IN TRAILERS FIFTEEN (15) FEET OR LESS IN LENGTH. SUCH DEALERS SHALL FILE WITH THE DEPARTMENT ACCEPTABLE EVIDENCE OF A SURETY BOND IN SUCH FORM AS THE DEPARTMENT SHALL APPROVE IN THE SUM OF ONE THOU-