

South Australia

Evidence (General) Variation Regulations 2008

under the *Evidence Act 1929*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Evidence (General) Variation Regulations 2008*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Evidence (General) Regulations 2007*

4—Variation of regulation 1—Short title

Delete "*Evidence (General) Regulations 2007*" and substitute:

Evidence Regulations 2007

5—Variation of regulation 3—Interpretation

Regulation 3—delete ", unless the contrary intention appears"

6—Insertion of regulation 3A

After regulation 3 insert:

3A—Approved process

- (1) For the purposes of section 45C(5) of the Act, the third party insurance document imaging system is an approved process for the reproduction of third party insurance documents.
- (2) For the purposes of this regulation—
 - (a) a third party insurance document is a document provided to, or produced by or on behalf of, the Motor Accident Commission for the purposes of Part 4 of the *Motor Vehicles Act 1959* or third party insurance provided under that Part; and
 - (b) the third party insurance document imaging system is the system used for reproducing third party insurance documents that have been captured and stored as digital data, being a system that the Motor Accident Commission is satisfied protects the integrity and security of the data and is subject to regular independent audit (at intervals not exceeding 2 years) to ensure its correct operation.

Note—

At the commencement of this regulation the system comprised the Document Imaging Claims Environment and the Allianz Claims Environment.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 14 August 2008

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