

South Australia

## **Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2008**

under the *Road Traffic Act 1961*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Variation Regulations 2008*.

#### **2—Commencement**

- (1) Subject to subregulation (2), these regulations will come into operation on 29 September 2008.
- (2) Regulations 4, 5, 6, 7 and 8 will come into operation 4 months after the day on which these regulations 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.

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## **Part 2—Variation of Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999**

### **4—Variation of regulation 3—Interpretation**

Regulation 3—after the definition of *the Act* insert:

*medical practitioner* means a person who is a medical practitioner within the meaning of the *Medical Practice Act 2004*;

### **5—Substitution of regulations 10 and 10A**

Regulations 10 and 10A—delete the regulations and substitute:

#### **10—Vehicles permitted in bus lanes**

For the purposes of rule 158(2) (Exceptions to driving in special purpose lanes etc)—

- (a) the driver of a taxi is permitted to drive in a bus lane; and
- (b) the rider of a bicycle is permitted to ride in a bus lane,

other than a bus lane or portion of a bus lane referred to in regulation 10A.

#### **10A—Vehicles not permitted in lanes marked "bus only"**

Despite anything in Part 11 (Keeping left, overtaking and other driving rules) or Part 12 (Restrictions on stopping and parking) of the Rules, a driver (except the driver of a public bus or emergency vehicle) must not drive or stop in a bus lane or other marked lane (or portion of such a lane) the road surface of which is painted red and marked with the words "bus only" in white letters.

Maximum penalty: \$2 500.

### **6—Revocation of regulations 23A and 23B**

Regulations 23A and 23B—delete the regulations

### **7—Variation of regulation 24—Areas on which wheeled recreational devices and toys prohibited**

Regulation 24(5)—delete subregulation (5) and substitute:

- (5) For the purposes of rule 240(2), wheeled recreational devices are prohibited on all roads in hazardous weather conditions causing reduced visibility.
- (6) For the purposes of rule 240(3), wheeled toys are prohibited on all roads at night or in hazardous weather conditions causing reduced visibility.

## 8—Insertion of regulations 24A and 24B

After regulation 24 insert:

### **24A—Prohibition of use of motorised scooters**

For the purposes of rule 244C (Motorised scooters not to be used), the use of motorised scooters on a road or road-related area is prohibited.

### **24B—Exemption for riders with disabilities**

- (1) A rider of a bicycle who—
- (a) is carrying a certificate; and
  - (b) is complying with any conditions stated in the certificate,
- is exempt from complying with rule 248 (No riding across a road on a crossing), rule 250 (Riding on a footpath or shared path), or both, as indicated by the certificate.

- (2) In this regulation—

*certificate* means a certificate that—

- (a) is signed by a medical practitioner; and
- (b) identifies the rider; and
- (c) states that, in the opinion of the medical practitioner, the rider should be permitted —
  - (i) to ride a bicycle on a footpath; or
  - (ii) to ride a bicycle across a pedestrian, children's or marked foot crossing; or
  - (iii) to do both of the above,on the ground of a physical disability or on any medical ground; and
- (d) displays no expiry date or, if it does display an expiry date, has not expired,

and includes such a certificate issued before the commencement of this regulation.

## 9—Variation of regulation 28—Exemptions from wearing seatbelts

- (1) Regulation 28(1)—after paragraph (b) insert:

or

- (c) the vehicle is a truck or bus that has a sleeper compartment and the person is a two-up driver of the truck or bus who is occupying the sleeper compartment for rest purposes.

(2) Regulation 28—after subregulation (2) insert:

(3) In this regulation—

***two-up driver*** means a person accompanying a driver of a truck or bus on a journey, or part of a journey, who has been, is or will be sharing the task of driving the truck or bus during the journey.

**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 25 September 2008

No 263 of 2008

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