

South Australia

## **Motor Vehicles Variation Regulations 2009**

under the *Motor Vehicles Act 1959*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Motor Vehicles Variation Regulations 2009*.

#### **2—Commencement**

These regulations will come into operation on 1 February 2010.

#### **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 *Motor Vehicles Regulations 1996***

#### **4—Insertion of regulation 34AA**

Part 3 Division 1A— before regulation 34A insert:

##### **34AA—Circumstances in which licence not subject to mandatory alcohol interlock scheme conditions**

For the purposes of section 81E(4) of the Act, the prescribed circumstances are that—

- (a) the applicant for a licence is unable to operate an alcohol interlock by reason of some physical or medical condition of the applicant; and

- (b) it is not reasonably practicable for an alcohol interlock to be modified so as to enable the applicant to operate the device.

**5—Variation of regulation 34C—Fees payable by holders of licence subject to alcohol interlock scheme conditions**

- (1) Regulation 34C(2)—after "subject to the" insert:  
mandatory alcohol interlock scheme conditions or the
- (2) Regulation 34C(4), definition of *prescribed period*—after "subject to the" insert:  
mandatory alcohol interlock scheme conditions or the

**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 10 December 2009

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