

South Australia

Motor Vehicles Variation Regulations 2014

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 2014*.

2—Commencement

These regulations will come into operation on 1 September 2014.

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 2010*

4—Variation of regulation 19—Other prescribed classes of vehicles

Regulation 19(f)(ii)—delete "regulation 46 of the *Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

regulation 71 of the *Road Traffic (Miscellaneous) Regulations 2014*

5—Variation of regulation 99A—Prescribed form of notice for Schedule 1 clause 3

Regulation 99A—delete "Schedule 4 of the *Road Traffic (Miscellaneous) Regulations 1999*" and substitute:

Schedule 1 Form 7 of the *Road Traffic (Miscellaneous) Regulations 2014*

6—Variation of Schedule 4

- (1) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "*Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 1999*" and substitute:

Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

- (2) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "r 9A(1)—*Speeding while driving road train*" and substitute:

r 8(1)—*Speeding while driving road train*

- (3) Schedule 4, clause 4, item relating to section 79B(2) of the *Road Traffic Act 1961*—delete "r 9A(2)—*Speeding while driving road train*" and substitute:

r 8(2)—*Speeding while driving road train*

- (4) Schedule 4, clause 4, items relating to sections 82(1), 91(3) and 164A(1) of the *Road Traffic Act 1961*—delete the items and substitute:

91(3) *Person subject to direction or request of authorised person failing to comply or giving false information* 3

164A(1) *Contravening or failing to comply with provision of Act*

Contravention of or failure to comply with—

s 82(1) *Speeding while passing school bus*

Exceeding the speed limit while passing school bus—

by less than 10 kph 2

by 10 kph or more but less than 20 kph 3

by 20 kph or more but less than 30 kph 5

by 30 kph or more 7

s 83(1)(a) *Speeding in emergency service speed zone*

Exceeding 25 kph in an emergency service speed zone—

by less than 10 kph 2

by 10 kph or more but less than 20 kph 3

by 20 kph or more but less than 30 kph 5

by 30 kph or more 7

s 83(1)(b) *Speeding in emergency service speed zone*

Exceeding lesser speed required to avoid endangering any person while driving through emergency service speed zone 3

s 110 *Failing to keep whole of vehicle on sealed surface when driving on sealed road* 3

s 145(6) *Contravention of terms of defect notice*

Contravention comprising driving contrary to terms of defect notice 3

- (5) Schedule 4, clause 5, item relating to rule 260(1) of the *Australian Road Rules*—delete "*Failing to stop bicycle for*" and substitute:

Bicycle rider crossing contrary to

- (6) Schedule 4, clause 5, item relating to rule 260(2) of the *Australian Road Rules*—delete the item
- (7) Schedule 4, clause 5, item relating to rule 261(1) of the *Australian Road Rules*—delete "*Failing to stop bicycle for*" and substitute:

Bicycle rider crossing contrary to

- (8) Schedule 4, clause 6—delete the clause and substitute:

6—Offences against Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014

Regulation	Description of offence against Road Traffic (Road Rules—Ancillary and Miscellaneous Provisions) Regulations 2014	Demerit points
8(1)	<i>Speeding while driving road train</i> Exceeding prescribed speed limit (road trains)— by less than 10 kph by 10 kph or more but less than 20 kph by 20 kph or more but less than 30 kph by 30 kph or more	2 3 5 7
8(2)	<i>Speeding while driving road train</i> Exceeding 40 kph speed limit— by less than 10 kph by 10 kph or more but less than 20 kph by 20 kph or more but less than 30 kph by 30 kph or more	2 3 5 7
44(1)	<i>Learner or P1 driver using mobile phone while driving vehicle</i>	3

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 Administrator

with the advice and consent of the Executive Council
on 31 July 2014

No 210 of 2014

MTR13/008CS & MRS14/03CS