

South Australia

## **Motor Vehicles Variation Regulations 2016**

under the *Motor Vehicles Act 1959*

---

### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Commencement
- 3 Variation provisions

#### **Part 2—Variation of *Motor Vehicles Regulations 2010***

- 4 Variation of regulation 3—Interpretation
  - 5 Insertion of regulation 8A
    - 8A Exemption from registration and insurance for electric personal transporters
  - 6 Variation of regulation 45—Exemptions from duty to hold licence, learner's permit or particular class of licence
- 

### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Motor Vehicles Variation Regulations 2016*.

#### **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 *Motor Vehicles Regulations 2010***

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

- (1) Regulation 3(1)—after the definition of *dog trailer* insert:

*electric personal transporter* has the same meaning as in the *Road Traffic (Miscellaneous) Regulations 2014*;

- (2) Regulation 3(1)—delete the definition of *power-assisted pedal cycle* and substitute:

*power-assisted pedal cycle* means a power-assisted pedal cycle within the meaning of vehicle standards determined under the *Motor Vehicle Standards Act 1989* of the Commonwealth, but does not include such a pedal cycle if it has an auxiliary propulsion motor comprised (in whole or in part) of an internal combustion engine;

Note—

*power-assisted pedal cycle* is defined in the *Vehicle Standard (Australian Design Rule - Definitions and Vehicle Categories) 2005* which are vehicle standards determined under section 7 of the *Motor Vehicle Standards Act 1989* of the Commonwealth. The definition includes vehicles referred to as pedalecs.

## 5—Insertion of regulation 8A

After regulation 8 insert:

### 8A—Exemption from registration and insurance for electric personal transporters

An electric personal transporter may be driven on roads without registration or insurance subject to the following conditions:

- (a) the transporter must not be driven except by the owner of the transporter or a person authorised by the owner of the transporter;
- (b) a policy of public liability insurance indemnifying the owner and any authorised driver of the transporter in an amount of at least \$20 000 000 in relation to death or bodily injury caused by, or arising out of, the use of the transporter must be in force.

## 6—Variation of regulation 45—Exemptions from duty to hold licence, learner's permit or particular class of licence

Regulation 45—after subregulation (3) insert:

- (3a) A person may drive an electric personal transporter without holding a driver's licence or learner's permit.

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 15 December 2016

No 286 of 2016

MTR/16/069