



# **ROAD TRAFFIC (PRESCRIBED VEHICLES) AMENDMENT BILL 1992**

**No. 5 of 1992**

## **SUMMARY OF PROVISIONS**

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**ELIZABETHAE II REGINAE**

**A.D. 1992**

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**No. 5 of 1992**

**An Act to amend the Road Traffic Act 1961.**

[Assented to 26 March 1992]

The Parliament of South Australia enacts as follows:

**Short title**

1. (1) This Act may be cited as the *Road Traffic (Prescribed Vehicles) Amendment Act 1992*.
- (2) The *Road Traffic Act 1961* is referred to in this Act as “the principal Act”.

**Commencement**

2. This Act will come into operation on a day to be fixed by proclamation.

**Interpretation**

3. Section 5 of the principal Act is amended—

(a) by inserting after the definition of “period of low visibility” in subsection (1) the following definition:

“prime mover”—*See the above definition of “articulated motor vehicle”;*

and

(b) by inserting after the definition of “seat belt” in subsection (1) the following definition:

“semi-trailer”—*See the above definition of “articulated motor vehicle”;*

**Interpretation**

4. Section 47a of the principal Act is amended—

(a) by inserting after the definition of “category 3 offence” the following definition:

“gross vehicle mass”, in relation to a vehicle, means—

(a) if the vehicle is registered in this State and a gross vehicle mass limit has been fixed in respect of that vehicle by the Registrar of Motor Vehicles—the mass by reference to which that limit has been fixed;

(b) if the vehicle is registered in another State or a Territory of the Commonwealth and a limitation or restriction on the mass of the vehicle has been imposed by or under the law of that State or Territory—the mass by reference to which that limitation or restriction has been imposed;

(c) in any other case—the unladen mass of the vehicle::

(b) by inserting after paragraph (a) of the definition of “prescribed concentration of alcohol” the following paragraph:

(ab) in relation to a person who is driving a prescribed vehicle—any concentration of alcohol in the blood;;

and

(c) by inserting after the definition of “prescribed concentration of alcohol” the following definition:

“prescribed vehicle” means—

(a) a vehicle with a gross vehicle mass exceeding 15 tonnes;

(b) a prime mover with an unladen mass exceeding 4 tonnes;

(c) a bus designed to carry more than 12 persons (including the driver);

(d) a motor vehicle that is—

(i) designed for the principal purpose of carrying passengers;

(ii) designed to carry more than 8 persons, but not more than 12 persons, (including the driver);

and

(iii) used regularly for the purpose of carrying passengers for hire or for a business or community purpose;

(e) a vehicle that is being used for the purpose of carrying passengers for hire;

or

(f) a vehicle that—

(i) is used to transport dangerous substances within the meaning of the *Dangerous Substances Act 1979* or has such substances aboard;

and

(ii) is required under that Act to be marked with a label.

**Evidence**

5. Section 175 of the principal Act is amended by inserting after paragraph (e) of subsection (1) the following paragraph:

(ea) that a specified vehicle was a prescribed vehicle within the meaning of section 47a.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

ROMA MITCHELL Governor