

AUSTRALIAN CAPITAL TERRITORY

Regulations 1980 No. 15

Regulations under the *Motor Traffic (Alcohol and Drugs) Ordinance 1977*¹

I, ROBERT JAMES ELLICOTT, the Minister for State for the Capital Territory, hereby make the following Regulations under the *Motor Traffic (Alcohol and Drugs) Ordinance 1977*.

Dated this fifteenth day of October 1980.

R. ELLICOTT

Minister of State for the Capital Territory

AMENDMENTS OF THE MOTOR TRAFFIC (ALCOHOL AND DRUGS) REGULATIONS²

Procedures to be followed when the Model 1000 is used

1. Regulation 3 of the Motor Traffic (Alcohol and Drugs) Regulations is amended—

- (a) by omitting from sub-regulation (1) “an instrument of the type known as ‘Breathalyzer’ to which is affixed a label bearing” and substituting “an approved breath analysing instrument that bears upon any part of the instrument”; and
- (b) by omitting sub-regulation (2) and substituting the following sub-regulation:

“(2) A reference in Parts 1 and 3 of Schedule 1 to a solution of standard alcohol shall be read as a reference to a solution of ethyl alcohol and distilled water—

- (a) taken by an approved operator for the purpose of carrying out the procedures specified in those Parts from a container—
 - (i) containing a solution of ethyl alcohol and distilled water prepared by an approved analyst; and
 - (ii) bearing a label signed by that approved analyst and on which is endorsed the proportion of ethyl alcohol, being a proportion of not less than 1.205 grams and not more than 1.214 grams of ethyl alcohol, per litre of the solution so prepared by him; and
- (b) through which air has not been passed on more than 10 occasions for the purpose of carrying out those procedures.”.

Procedures to be followed when Model 900 is used

2. Regulation 6 of the Motor Traffic (Alcohol and Drugs) Regulations is amended—

(a) by omitting from sub-regulation (1) “an instrument of the type known as ‘Breathalyzer’ to which is affixed a label bearing” and substituting “an approved breath analysing instrument that bears upon any part of the instrument”; and

(b) by omitting sub-regulation (2) and substituting the following sub-regulation:

“(2) A reference in Parts 1 and 3 of Schedule 2 to a solution of standard alcohol shall be read as a reference to a solution of ethyl alcohol and distilled water—

(a) taken by an approved operator for the purpose of carrying out the procedures specified in those Parts from a container

(i) containing a solution of ethyl alcohol and distilled water prepared by an approved analyst; and

(ii) bearing a label signed by that approved analyst and on which is endorsed the proportion of ethyl alcohol, being a proportion of not less than 3.355 grams and not more than 3.364 grams of ethyl alcohol, per litre of the solution so prepared by him; and

(b) through which air has not been passed on more than 10 occasions for the purpose of carrying out those procedures.”.

Certificates for the purpose of paragraph 41 (e) of the Ordinance

3. Regulation 10 of the Motor Traffic (Alcohol and Drugs) Regulations is amended by omitting from sub-regulation (3) “by him”.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 17 October 1980.

2. Regulations 1977 No. 26.