P1 DRIVER EXEMPTION FORM
PASSENGER AND NIGHT DRIVING RESTRICTIONS

MR1538

From 28 July 2014, passenger and night driving restrictions will apply to all P1 drivers under the age of 25. A number of exemptions are available to allow young drivers to work and participate in certain activities.

As a P1 driver, you should use this form to help you determine whether you meet the exemption criteria. Make sure you read the exemption criteria carefully as they are different for each driving restriction. You do not need to apply for an exemption but it is your responsibility to satisfy police that you meet the relevant exemption criteria each time you get behind the wheel.

This form is designed to help you comply with these laws and you are encouraged to complete the information on the next page. You may also wish to ask your employer or activity organiser to provide their details or perhaps provide a signed letter or some other form of evidence of your need to travel. Keep this information with you when driving to provide to police if asked.

You should be aware that this form is not a legal document and does not mean you are automatically exempt from the passenger or night driving restrictions. If police aren't satisfied with the level of information provided they may conduct further investigations.

NO DRIVING BETWEEN MIDNIGHT AND 5AM

Unless a qualified supervising driver is seated next to you or you meet the exemption criteria. Applies to all P1 licence holders and learner motorcyclists under the age of 25 who do not hold a P2 licence or full car licence. These rules do **NOT** apply to P2 drivers.

EXEMPTION CRITERIA

- Driving between home and work or driving in the course of employment.
- Driving between home and education/training or driving in the course of education/training if you are enrolled with a school, university, TAFE, apprenticeship or other formal training provider.
- Driving between home and formal volunteer work or driving in the course of performing formal volunteer work.
- Driving between home and an activity to *participate* in sports, artistic, charitable, religious or scientific activities provided by an organisation, association or club.

Note: You must take the shortest most practicable route between home and the activity.

NO MORE THAN ONE PASSENGER AGED 16-20

Any time of the day or night (immediate family members exempt), unless a qualified supervising driver is seated next to you or you meet the exemption criteria. Applies to all P1 licence holders under 25. These rules do **NOT** apply to P2 drivers.

EXEMPTION CRITERIA

- Requirement to carry passengers in the course of employment.

Note: Passenger exemptions are NOT available for any other activities, including education/training, volunteering, sports, artistic, charitable, religious or scientific activities.

Police and emergency service members (both paid and volunteer) are exempt from the night driving and passenger restrictions while on duty.

If you break these rules, you could receive a fine and 3 demerit points.

Who is a qualified supervising driver?

They could be your mum or dad or someone else that has held a full driver's licence for at least two years without disqualification. They must sit in the front passenger seat and meet drug and alcohol laws as if they are driving – e.g. no drugs and no BAC of 0.05 or more.

Who are immediate family members?

Your brother, sister, step-brother, step-sister, step-parent, guardian, step- grandparent, spouse, domestic partner, child or a person related to you according to Aboriginal or Torres Strait Islander kinship rules. This means that even if they are aged 16-20, they are not counted towards the number of peer passengers you are allowed to carry.

Government of South Australia
Department of Planning, Transport and Infrastructure

For more details visit **mylicence.sa.gov.au**

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NAME OF DRIVER ..... DRIVER'S LICENCE NUMBER ..... D.O.B .....

Address (primary residence) .....

Address (other residence if applicable) .....

NIGHT DRIVING EXEMPTION

You must drive by the shortest most practicable route between home and the activity.

I need to drive between midnight and 5am for at least one of the following purposes:

EMPLOYMENT:

☐ To travel between home and work. ☐ In the course of performing my job.

EDUCATION/TRAINING:

☐ To travel between home and my educational or training institution (school, university, TAFE, apprenticeship or other formal training provider).

☐ In the course of undertaking education/training with a school, university, TAFE, apprenticeship or other formal training provider.

VOLUNTEERS:

☐ To travel between home and the place where I perform formal volunteer work with a business or organisation.

☐ In the course of performing volunteer duties for a business or organisation.

SPORT, ARTISTIC, CHARITABLE, RELIGIOUS OR SCIENTIFIC ACTIVITIES:

To travel between home and one of the following activities that I *participate in* and is provided by an organisation, association or club.

☐ Sporting ☐ Artistic ☐ Charitable ☐ Religious ☐ Scientific

PASSENGER EXEMPTION

You must be in paid employment for the exemption to apply.

The exemption is NOT available when driving between home and work.

☐ I am required to carry more than one passenger aged 16-20 years in the course of performing my job.

SUPPORTING INFORMATION

This may be included below or as a separate document/letter from you or your employer or activity organiser.

Note: If there is more than one purpose for which you require an exemption you are encouraged to provide supporting evidence for each one.

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Drivers signature: ..... Date: .....

May be completed by your employer, education/training provider, organisation, association or club.

Name: ..... Position title: .....

Organisation: .....

Business address: ..... Phone number: .....

Signature: ..... Date: .....

It is an offence under the Motor Vehicles Act 1959 to provide a statement that is false or misleading. A maximum penalty of $5000 or imprisonment for 6 months applies. It is recommended that you update this form if your circumstances change.

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