

L.N. 422 of 2015

**TRAFFIC REGULATION ORDINANCE
(CAP. 65)**

Breath Tests (Amendment) Regulations, 2015

IN exercise of the powers conferred by article 15B(2) of the Traffic Regulation Ordinance, the Minister responsible for Home Affairs and National Security has made the following regulations:-

1. The title of these regulations is the Breath Tests (Amendment) Regulations, 2015, and these regulations shall be read and construed as one with the Breath Tests Regulations, hereinafter referred to as "the principal regulations". Citation.
S.L. 65:16.
2. In regulation 3 of the principal regulations, for the word "in the Schedules" there shall be substituted the words "in the First Schedule". Amends
regulation 3 of
the principal
regulations.
3. Regulation 4 of the principal regulations shall be deleted. Deletes
regulation 4 of
the principal
regulations.
4. In regulation 5 of the principal regulations, for the words "in the Second and Third Schedules" there shall be substituted the words "in the First Schedule". Amends
regulations 5 of
the principal
regulations.
5. For regulation 6 of the principal regulations there shall be substituted the following: Substitutes
regulation 6 of
the principal
regulations.

"Breath analysis.

6. If the breath specimen contains no more than 50 microgrammes of alcohol in 100 millilitres of breath, the person who provided it may claim that it should be replaced by such specimen as may be required under article 15E(1)(b) of the Ordinance and, if he then provides such a specimen, the specimen of breath shall not be used."
6. Regulations 5 and 6 of the principal regulations shall be re-numbered as regulations 4 and 5 respectively. Re-numbers
regulations 5
and 6 of the
principal
regulations.
7. Regulation 7 of the principal regulations shall be deleted. Deletes
regulation 7 of
the principal
regulations.

Amends
regulation 9 of
the principal
regulations.

8. In sub-regulation (1) of regulation 9 of the principal regulations, for the words "in the Fourth Schedule" there shall be substituted the words "in the Second Schedule".

Re-numbers
regulations 8
and 9 of the
principal
regulations.

9. Regulations 8 and 9 of the principal regulations shall be re-numbered as regulations 6 and 7 respectively.

Amends the
First Schedule
to the principal
regulations.

10. In the First Schedule to the principal regulations, for the words "Lion Alcometer SD-400" there shall be substituted the words "Alcovisor Professional Breath Alcohol Analyser; Model Jupiter".

Amends the
Second
Schedule to the
principal
regulations.

11. In the Second Schedule to the principal regulations, for the words "[Regulations 5 and 6(1)]" there shall be substituted the words "(Regulation 7)", and for the words "Lion Intoxilyzer 6000-220/240 volts" there shall be substituted the words "Malta National Laboratory".

Deletes the
Third and
Fourth
Schedules to the
principal
regulations.

12. The Third Schedule and the Fourth Schedule to the principal regulations shall be deleted.

