Subsidiary Legislation made under s.89.

Traffic (Upper Rock Restriction)(Amendment) Regulations, 1986

LN.1986/076

Commencement **11.8.1986**

Amending enactments	Relevant current provisions	Commencement date
LN. 1989/034	rr. 2, 4(6), 4A, Sch. 2	1.10.1989
2025/201	r. 4A(1), (3)	1.8.2025
2026/288	r. 4A(1), (3)	1.8.2026

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1986/076 Traffic (Upper Rock Restriction)(Amendment) Regulations, 1986

ARRANGEMENT OF REGULATIONS

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Title and commencement.

1. (1) These regulations may be cited as the Traffic (Upper Rock Restriction)(Amendment) Regulations, 1986.

(2) These Regulations shall come into force on the 11th day of August, 1986.

Interpretation.

2. In these Regulations, unless the context otherwise requires:–

"Government Vehicle" means a motor vehicle owned and used by the Government of Gibraltar;

"Motor Vehicle" means any vehicle, whether or not registered in Gibraltar, propelled by mechanical power and constructed for use on roads and not on rails or specially prepared ways and any other vehicle of a class declared by regulation under the Traffic Act to be a motor vehicle;

"Private Motor Vehicle" means a motor vehicle other than a goods vehicle, motor tractor or public service vehicle;

"Service Vehicle" means a motor vehicle owned and used by the Ministry of Defence, or a motor vehicle owned by the Property Services Agency and not used except for the purposes of the Ministry of Defence.

"tour guides authority" means the licensing authority appointed by rule 3 of the licensing (Tour Guides) Rules 1989;[*]

Restriction.

3.(1) No person shall cause or permit any motor vehicle other than a private motor vehicle to enter or be within the area specified in the First Schedule (hereinafter referred to as "the restricted area").

(2) The provisions of sub-regulation (1) shall not apply to any motor vehicle which has been granted an exemption certificate under regulation 4 and which is complying with conditions of that certificate.

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[*] *To be revoked as a consequence of Ord. 1998-44 revocation of Licensing (Tour Guides) Rules 1989*

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Exemption.

4. (1) The Traffic Commission may, upon application made in Form 1 of the Second Schedule, grant in respect of any motor vehicle an exemption certificate as in Form 2 of the said Schedule.

(2) The Traffic Commission may issue an exemption certificate subject to such terms and conditions as it considers necessary.

(3) Upon the grant of an exemption certificate the Traffic Commission shall issue to the applicant an exemption disc which shall be as in From 3 in the Second Schedule.

(4) Notwithstanding that an exemption certificate has been granted for a period which has not yet expired it may be cancelled by the Traffic Commission at any time.

(5) Upon the cancellation or expiry of an exemption certificate the owner of the motor vehicle shall return the certificate and the exemption disc to the Secretary of the Traffic Commission within seven days of such cancellation or expiry.

(6) No person shall cause or permit any motor vehicle in respect of which an exemption certificate has been granted to enter the restricted area unless it is displaying an exemption disc and carrying its exemption certificate and in the case of a public service vehicle, is displaying a vehicle plate issued under regulation 4(A)(1).

Vehicle plates.

4A.(1) The tour guides authority shall, on payment of a deposit of £16.00 issue a vehicle plate, which shall be as in a form 4 in the Second Schedule, to the owner of every public service vehicle to which an exemption certificate has been granted by the Traffic Commission under regulation 4.

(2) Every vehicle plate issued by the tour guides authority under sub-regulation (1) shall remain the property of the Government and shall be returned to the tour guides authority within seven days of the expiry or cancellation of the exemption certificate in respect of which it has been issued unless in the meantime a further exemption certificate has been granted in respect of the same vehicle.

(3) Upon the return of the vehicle plate in good condition, fair wear and tear exempted, within the said period of seven days, the tour guides authority shall return the deposit of £16.00, but not otherwise except in its discretion.

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(4) Every person to whom a vehicle plate is issued under sub-regulation (1) shall cause the same to be securely affixed in a prominent position on the front of the vehicle in respect of which it is issued.

Penalties.

5. Any person who–

(a) contravenes the provisions of regulation 3(1), 4(5) or 4(6);

(b) fails to comply with the conditions of an exemption certificate; or

(c) causes or permits any motor vehicle to enter or be in the restricted area in contravention of the conditions of an exemption certificate issued in respect of such a vehicle,

shall be guilty of an offence and liable on summary conviction to a fine of £50.

Exceptions.

6. These regulations shall not apply to service vehicles, Government vehicles or vehicles used for fire brigade, ambulance or police purposes.

Revocation.

7. The Traffic (Upper Rock Restriction) Regulations, 1986 are hereby revoked.

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FIRST SCHEDULE.

Regulation 3(1)

RESTRICTED AREA

Street	Direction
Engineer Road	**From the junction with St. Bernard's Road to the junction with Jews Gate.**
Willis's Road	**From the junction with Tarik Road to the junction with Princess Caroline's Battery.**

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SECOND SCHEDULE.

Regulation 4.

TRAFFIC (UPPER ROCK RESTRICTION) (AMENDMENT) REGULATIONS, 1986.

APPLICATION FOR EXEMPTION CERTIFICATE.

TO: The Traffic Commission
Gibraltar.

Name of Applicant:– . . . . . .
Address:– . . . . . .
. . . . . .
Type of Business Transacted:– . . . . . .
Reasons for Application:– . . . . . .
. . . . . .
. . . . . .
Number of Exemption Discs Required:– . . . . . .
Particulars of Vehicles:– . . . . . .
Vehicle Registration Number/s:– . . . . . .
Date:– . . . . . Signature:– . . . . . .

FORM 2.

TRAFFIC (UPPER ROCK RESTRICTION) (AMENDMENT) REGULATIONS, 1986.

EXEMPTION CERTIFICATE.

Exemption is hereby granted to vehicle Registration Number . . . . . to enter and be within the restricted area of the Upper Rock subject to the following conditions:–

This exemption shall expire on the . . . . . unless previously cancelled.

Secretary
Traffic Commission.

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FORM 3

TRAFFIC (UPPER ROCK RESTRICTION) (AMENDMENT) REGULATIONS, 1986.

EXEMPTION DISC.



FORM 4

VEHICLE PLATE

ROCK TOURS AUTHORISED VEHICLE
Reg. No.

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