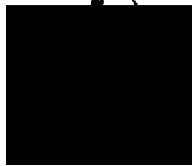


**FIRST SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

No. 2,350 of 2nd APRIL, 1987.

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I ASSENT,  
PETER TERRY,  
GOVERNOR,  
2nd April, 1957.



**GIBRALTAR.**

**No. 13 of 1987.**

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**AN ACT** to amend the Traffic Act.

**ENACTED** by the Legislature of Gibraltar.

**Short title.**

1. This Act may be cited as the Traffic (Amendment) Act, 1987.

**Repeal and replacement of section 77.**



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**Traffic (Amendment) Act, 1987.**

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2. Section 77 of the Traffic Act (hereinafter called "the principal Act") is repealed and the following sections are substituted therefor-

**"Licensing of self-drive operators and self-drive cars.**

- 77.(1) No person shall carry on the business of a self-drive car operator except under, and in accordance with the terms and conditions of a licence, granted by the Commission (in this Act called a "self-drive operator's licence").
- (2) No motor vehicle shall be used by a self-drive car operator in the course of his business as such unless the motor vehicle is licensed, by the licensing authority under the provisions of this Act, as a self-drive car.
- (3) The Commission may grant or refuse self-drive operators' licences at the Commission's discretion and may grant such licences upon such conditions to be set out in the licence as it shall think fit. In exercising its discretion the Commission shall have regard to-
- (a) the business reliability and financial stability of the applicant for a licence,
  - (b) the facilities available to him for the garaging and maintenance of the motor vehicles at his disposal,
  - (c) his ability to provide assistance in the event of breakdowns, and
  - (d) any such other matter as the Commission shall think relevant in the circumstances of the case.
- (4) It shall be a condition of a self-drive operator's licence that the number of motor vehicles available for the purpose of this business as such at any one time-
- (a) shall be not less than seven, and
  - (b) shall be not more than such number, if any, as the Commission may have specified in the licence,.



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**Traffic (Amendment) Act, 1987.**

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- (5) Every self-drive operator's licence shall expire on the 31st October next after the date on which the licence is expressed to come into force.
- (6) Every self-drive operator's licence granted before the date of commencement of this section shall remain valid until the 31st October 1987 inclusive.
- (7) Notwithstanding the provisions of subsections (5) and (6) above any such licence may be revoked or suspended by the Commission in accordance with the provisions of this Act at any time.
- (8)(a) A person who contravenes or fails to comply with any of the provisions of this section or with any condition of a self-drive operator's licence is guilty of an offence.
  - (b) Where a body corporate is guilty of an offence under this section and that offence is proved to have been committed with the consent or connivance of any director, manager, secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity he, as well as the body corporate, shall be guilty of an offence and shall be liable to be proceeded against and punished accordingly.

**Fees in respect of self-drive operator's licences.**

- 77A.(1) Subject to subsection (2) below there shall be payable to the licensing authority the following fees-
- (a) £150 on the first grant of a self-drive operator's licence to a person;
  - (b) £50 on every renewal of such licence;
  - (c) £150 on the transfer of such licence to another person.
- (2) If such licence is first granted to a person or transferred after the 31st October in any year, the fee payable under paragraph (a) or (c) of subsection (1) above, as the case may be, shall be



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**Traffic (Amendment) Act, 1987.**

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reduced by one-twelfth for each complete month that has elapsed after that date.

- (3) The Governor may, by notice in the Gazette, alter the amount of any of the fees mentioned in sub-section (1) above."

**Amendment of section 80.**

3. Section 80 of the principal Act is amended-

- (a) in subsection (2) by omitting the words "prescribed fee" and substituting therefor the words "fee mentioned in section 77A(1)(c)";
- (b) in subsection (3) by omitting the reference to section 77(2) and substituting therefor a reference to section 77(3).

**Amendment of section 82.**

4. Section 82 of the principal Act is amended-

- (a) in subsection (1) by omitting the word "seven" and substituting therefor the word "two";
- (b) by repealing subsection (2).

Passed by the Gibraltar House of Assembly on the 25th day of March, 1987.

P. A. GARBARINO  
Clerk to the Assembly.