

CONDOMINIUM DES NOUVELLES-HEBRIDES

NEW HEBRIDES CONDOMINIUM

ARRETE CONJOINT 12 de 1967

JOINT REGULATION 12 of 1967

JOINT REGULATION

No. 12 of 1967.

To provide for safety precautions in respect of motor bicycles.

Joint Regulation No. 12 of 1967 was published in Condominium Gazette No. 255 and is reprinted as amended by the following Joint Regulations:

1 of 1968 *Condominium Gazette No. 262*

6 of 1968 *Condominium Gazette No. 266*

8 of 1968 *Condominium Gazette No. 269*

MADE by the Resident Commissioners under the provisions of paragraph 2 of Article 2 and Article 7 of the Anglo-French Protocol of 1914.

1. For the purpose of this Regulation the following expressions shall have the meanings respectively assigned to them—

Interpretation.

“driver” means a person driving a motor bicycle;

“motor bicycle” means a motor bicycle as defined in Article 2 of Joint Regulation No. 4 of 1962;

“passenger” means any person on a motor bicycle other than the driver;

“protective headgear” means headgear approved under the provisions of subsection (2) of Section 2 of this Regulation.

2. (1) Every driver of or passenger upon a motor bicycle on a road on the Islands of Efate or Espiritu Santo shall wear protective headgear.

Necessity to wear protective headgear.

(2) Such protective headgear shall be of a pattern approved by a committee composed of the Superintendent of Public Works and the Commandant of Police, or person authorised by them in that behalf.

3. No driver shall cause or permit—

Number of passengers.

(a) more than one passenger to be carried on a motor bicycle;

(b) a passenger to be carried on a motor bicycle unless the said motor bicycle is constructed so as to be equipped with a seat securely and permanently fitted behind the driver and the passenger is carried thereon.

4. (1) Any person who contravenes the provisions of [—] this Regulation shall be guilty of an offence and on conviction thereof shall be liable to a fine not exceeding £Stg. 50 or its equivalent in francs at the current rate of exchange or to a term of imprisonment not exceeding three months, or to both such fine and imprisonment:

J.R. No. 8 of 1968.

[Provided that a police officer as defined in Section 2 of Joint Regulation No. 4 of 1962 of the nationality of the offender or any

J.R. No. 8 of 1968.

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police officer in the case of a New Hebridean may issue the offender aforesaid with a compounding notice giving the said offender the option of paying a fine not exceeding Two Pounds sterling or its equivalent in francs at the current rate of exchange or appearing before the competent Court for trial.]

(2) Where any person is convicted by a competent court of an offence under this Regulation the Resident Commissioner may, if they consider it necessary in the interests of public safety, by Joint Decision, disqualify that person either temporarily or permanently from driving a motor bicycle, and his driving licence shall be endorsed accordingly.

(3) Any person who drives a motor bicycle while disqualified from so doing under the provisions of the immediately preceding subsection of this Section shall be guilty of an offence and on conviction thereof shall be liable to the penalties prescribed in subsection (1) of this Section.

5. Notwithstanding the provisions of subsection (1) of Section 2 of this Regulation a driver may drive and a passenger may ride on a motor bicycle without protective headgear for a period of three months from the date of its coming into operation.

Operation.

6. This Regulation may be cited as the Road Traffic (Motor Bicycles) Joint Regulation No. 12 of 1967 and shall come into operation on the date of its publication in the Condominium Gazette.

Citation.

Dated at Vila this 17th day of June, 1967.

MOURADIAN

C. H. ALLAN

The Resident Commissioner
for the French Republic.

Her Britannic Majesty's
Resident Commissioner.

SCHEDULE

(Section 2 (2))

["Bayard" helmets bearing the trademark "AFNOR".

J.R. No. 1
of 1968.

"Gueneau Geno" helmets bearing the same trademark "AFNOR".

"Stadium, Project 4" helmets.

"Altus" helmets] [Helmet No. RS 2 Type HA].

J.R. No. 6
of 1968.