

CAYMAN ISLANDS



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**THE TRAFFIC
(AMENDMENT) LAW, 1978
(Law 26 of 1978)**

CAYMAN ISLANDS

purpose of subsection (7), the constable shall warn such person of the possible consequences of failure to comply.”;

O. in section 63 by deleting subsection (3) and replacing it as follows –

“(3) For the purpose of subsection (2) a radar speed meter includes any electronic or other speed measuring device prescribed as such by regulations made from time to time.”;

and by deleting subsection (5);

P. in section 80 by deleting the words appearing after the words “attempted commission of” and substituting the words “an offence or the attachment to or carriage in any vehicle of any device or thing not being part of such vehicle’s normal equipment, which is capable of impeding or balking or frustrating the purpose of any radar speed meter as defined by section 63(3) or the mechanical or running efficiency of any police equipment or vehicle then the vehicle to which such device or thing is attached or in which it is carried may, at the discretion of the Court, be forfeited to the Crown”.

Passed the Legislative Assembly this 28th day of November, 1978.

T. RUSSELL
President

SYBIL McLAUGHLIN
Clerk of the Legislative Assembly.

CAYMAN ISLANDS

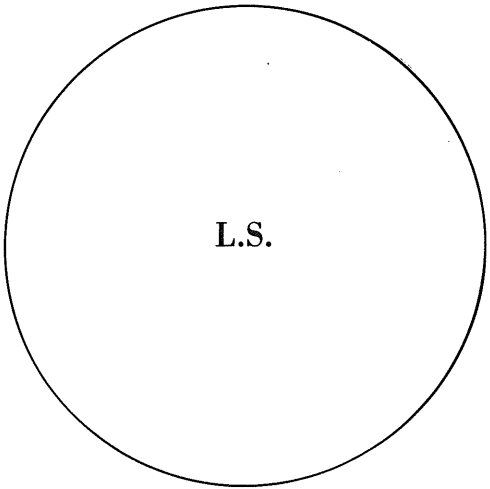
Law 26 of 1978

I assent

T. RUSSELL

Governor.

7th Decembber 1978



A LAW to amend The Traffic Law [Law 16 of 1973]

ENACTED by the Legislature of the Cayman Islands.

Short title.

1. This Law may be cited as the Traffic (Amendment) Law, 1978.

Law 16 of 1973
amended.

2. The Traffic Law is hereby amended as follows –

A. in section 2 –

(i) by inserting in their proper alphabetical sequence the following new definitions –

“ “moped” means a vehicle having two road wheels and equipped with a power unit of a cyclinder capacity of 50 cubic centimetres or less and capable of being propelled thereby or by human energy or a combination of both;

“school crossing patrol” means a person appointed and acting in that behalf under section 58A;”;

(ii) by adding to the definition of “motor cycle” the words “and unless the context otherwise requires includes a

- moped;”;
- (iii) by inserting in the definition “truck” between the words “passengers” and “and” in the third line thereof the words “and includes a van and a pick-up”;
- B. in section 10 (3) –
in paragraph (a) by deleting the bracketed words “(with numbers continued from the register under the Tax Collection Law)”;
- C. in section 34 by deleting subsection (4) and substituting –
“(4) Group
O Mopeds;
1 Motor cycles including mopeds;
2 Motor cars, station wagons, trucks not exceeding one ton curb weight, except Group O and 1
3 Vehicles in Group 2 and trucks not exceeding three tons curb weight except Group O and 1;
4 Vehicles in Groups 2 and 3 and all other vehicles except Group O and 1.”;
- D. in section 39 by inserting the bracketed figure “(1)” between the figure 39 and the word “Any” in the first line thereof and by adding a new subsection as follows –
“(2) A provisional driving licence is valid for six months only and may on payment of a fee equivalent to the initial fee be renewed for a further period of six months. Thereafter no renewals will be permitted unless the applicant therefor has taken at least one driving test under section 41 since the last renewal.”;
- E. in section 40 by deleting the full stop (.) at the end thereof and substituting a semi-colon (;) and by adding a new paragraph as follows –
“(c) no holder of a provisional licence in respect of a motor cycle or moped may carry a passenger unless such passenger is the holder of a full licence to drive a vehicle of the type in question.”;
- F. in section 42(3) by inserting between the words “form” and “to” in the fourth line thereof the words –
“and on production by the applicant of a photograph of himself in duplicate of the prescribed form and dimensions”;
- G. in section 43(1) –
(i) in paragraph (a) by substituting for the word “twenty-one” where it appears therein the word “eighteen”;
- (ii) in paragraph (b) by inserting after the word “year” where it appears therein the words “or, in the case of an

- applicant for a licence to drive an omnibus, two years”;
- (iii) in the 18th line thereof by inserting between the words “shall” and “on” the words “if satisfied that the applicant is otherwise a suitable person to be licensed in that behalf and subject to any other provisions of this Law”;
- H. in section 45(1) by deleting the word “Prescribed” at the beginning thereof and inserting between the word “firms” and the word “may” the words “gazetted as such”;
- I. in section 51 by deleting the full stop (.) at the end thereof and substituting a semicolon (;) and by adding a new paragraph as follows –
“(j) for controlling the operation of omnibuses and taxis.”;
- J. in section 55(e) by inserting between the word “uniform” and the semi-colon (;) at the end thereof the words “and school crossing patrols”;
- K. by inserting after section 58 a new section as follows –
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| <p>“School crossing patrols.</p> | <p>58A. The Commissioner may appoint persons over the age of 17 years when wearing a prescribed uniform to be school crossing patrols empowered by displaying a prescribed sign to require drivers of all vehicles to come to and remain at a halt and so provide a clear path for children crossing or about to cross any road for the purpose of making their way to or from any school.”</p> |
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- L. in section 62(2) by inserting between the words and bracket “urine)” and “and” the words “or to submit to a prescribed test by Omnicron Intoxilyser or similar prescribed measuring device”;
- M. in section 62(4) by substituting for the word “section” in the first line thereof the words “Part of this Law”;
- N. by adding two new subsections to section 62 as follows –
“(7) Alternatively to subsection (2) a person may be required by a constable who has reasonable cause to believe that such person has committed an offence under this section to undergo a breath test involving the use of a prescribed Omnicron Intoxilyzer and the procedure prescribed in the Regulations and if such person, without reasonable excuse, fails to undergo such breath test, he shall be guilty of an offence and be punishable as if he had been found guilty of an offence under section 6.
(8) When requiring a person to undergo a breath test for the