

CAYMAN ISLANDS



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THE TRAFFIC LAW, 1991

THE TRAFFIC (SEAT BELTS) REGULATIONS 1998

- (a) a child for whom there is a medical certificate;
- (b) a child aged under 2 years in a carry cot provided that the carry cot is restrained by a seat belt; or
- (c) a disabled child who is wearing a disabled person's belt.

Regulation 2 (1)

SCHEDULE

MEANING OF MEDICAL CERTIFICATE

- 1 Subject to paragraph 2, in these Regulations, "medical certificate", in relation to a person driving or riding in a vehicle, means a valid medical certificate by a medical practitioner to the effect that it is inadvisable on medical grounds for that person to wear a seat belt.
2. A certificate shall not be regarded as a medical certificate in relation to a person driving or riding in a vehicle for the purposes of these Regulations unless it specifies its period of validity.

Made in Executive Council this 13th day of January, 1998.

C.H.Parsons
Clerk of the Executive Council.

Laid in the Legislative Assembly this 17th day of December, 1997 in accordance with section 113 of the Traffic Law, 1991.

Georgette Myrie
Clerk of the Legislative Assembly

CAYMAN ISLANDS

THE TRAFFIC LAW, 1991

THE TRAFFIC (SEAT BELTS) REGULATIONS, 1998

In accordance with the powers conferred on the Governor in Council by sections 49, 62 and 63 of the Traffic Law, 1991, the following Regulations are made:

1. These Regulations may be cited as the Traffic (Seat Belts) Regulations, 1998. Citation

2. (1) In these Regulations- Interpretation

"child" means a person under the age of 14 years;

"disabled person's belt" means a seat belt which has been specially designed or adapted for use by an adult or young person suffering from some physical defect or disability and which is intended for use solely by such a person;

"front seat", in relation to a vehicle, means a seat which is wholly or partially in the front of the vehicle;

"lap belt" means a seat belt which passes across the front of the wearer's pelvic region and which is designed for use by an adult;

"the Law" means the Traffic Law, 1991;

"medical certificate" has the meaning given to it in the Schedule to these Regulations;

"rear seat" in relation to a vehicle means a seat which is not a front seat;

"relevant vehicle" means-

- (a) a motor car;
- (b) an oversize truck manufactured after 1980;
- (c) a special vehicle manufactured after 1980; or
- (d) a truck.

“seat” includes any part of a vehicle designed for the accommodation of one person or a continuing seat designed for the accommodation of more than one person;

“seat belt” has the meaning assigned to it by section 63 (8) of the Law;

“special vehicle” means a vehicle not constructed or adapted for use on a road and includes a tracklaying or wheeled vehicle having motive power and designed to be used with or without accessories for construction, road maintenance, engineering or agricultural work and also includes a forklift and a front loader;

“specified passenger’s seat” means-

- (i) in the case of a vehicle which has one forward facing front seat alongside the driver’s seat, that seat, and in the case of a vehicle which has more than one such seat, the one furthest from the driver’s seat; or
- (ii) if the vehicle normally has no seat which is the specified passenger’s seat under sub-paragraph (i) of this definition, the forward-facing front seat for a passenger which is foremost in the vehicle and furthest from the driver’s seat, unless there is a fixed partition separating that seat from the space in front of it alongside the driver’s seat; and

“three-point belt” means a seat belt which-

- (i) restrains the upper and lower parts of the torso;
- (ii) includes a lap belt;
- (iii) is anchored at not less than 3 points; and
- (iv) is designed for use by an adult.

(2) In these Regulations, “adult seat belt” means a seat belt which is-

- (a) a three-point belt;
- (b) a lap belt; or
- (c) a seat belt that falls within the meaning of these Regulations.

(3) For the purposes of these Regulations a seat shall be regarded as provided with an adult seat belt if it is fixed in such a position that it can be worn by an occupier of that seat.

3. Every part of the vehicle forward of the transverse vertical plane passing through the rearmost part of the driver’s seat shall be regarded as the front of the vehicle; and accordingly no part of the vehicle to the rear of that plane shall be regarded as being in the front of the vehicle.

Interpretation of references to the front of a vehicle

4. (1) After a period of 3 months from the date of the commencement of these Regulations the following relevant vehicles shall be fitted with a seat belt on the driver’s seat and another on the specified passenger’s seat in the front of the vehicle:

Seat belts in vehicles

- (a) an oversize truck manufactured after 1980;
- (b) special vehicle manufactured after 1980; and
- (c) a truck.

(2) After a period of 3 months from the date of the commencement of these Regulations a motor car shall be fitted with-

- (a) a seat belt on the driver’s seat;
- (b) a seat belt on the specified passenger’s seat in the front of the vehicle; and
- (b) a seat belt on each of the rear seats.

(3) Seat belts fitted in accordance with subregulation (1) and (2) shall be of a type fitted in the vehicle by the manufacturer of the vehicle, or of a type approved by the Director from time to time.

5. Subject to the following provisions of these Regulations, every person who is not a child-

Requirement for adults to wear adult belts

- (a) driving a relevant vehicle;
- (b) riding in the front seat of a relevant vehicle; or
- (c) riding in a rear seat of a relevant vehicle,

shall wear an adult seat belt.

6. (1) The requirements of regulation 5 do not apply to-

Exemptions

- (a) a person holding a medical certificate;
- (b) a person using a vehicle constructed or adapted for the delivery of goods or mail to consumers or addressees, as the case may be, while engaged in making local rounds of deliveries or collections;
- (c) a person driving a vehicle while performing a manoeuvre which includes reversing; or
- (d) a disabled person who is wearing a disabled person’s belt.

7. A child travelling in a relevant vehicle shall wear an adult seat belt or a seat belt which is of a type approved by the Director for use by a child.

Description of seat belt to be worn by children

8. Section 63 of the Law does not apply in relation to-

Exemptions