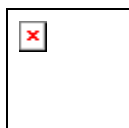


DRAFT MOTOR TRAFFIC (No. 7) (JERSEY) REGULATIONS 200

**Lodged au Greffe on 3rd July 2001
by the Public Services Committee**



STATES OF JERSEY

STATES GREFFE

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Explanatory Note

These Regulations would amend the Motor Traffic (Jersey) Law 1935.

The effect of the amendments is as follows -

- (a) On considering an application for a road service licence or for the variation of a condition of such a licence, the Public Services Committee could grant the application either on the terms sought by the applicant or on such other terms as the Committee thinks fit.
- (b) The Committee's discretion whether to grant a licence or variation (and, if it does, as to the terms on which it should do so) will continue to be subject to its duty to consider the matters set out in Article 23(2) of the principal Law when dealing with an application. However, in having regard to those considerations, the Committee would also be required to take into account relevant traffic and transportation policies and plans of the States.

The Regulations would come into force on the day after they are promulgated.

These draft Regulations have no implications for the financial or manpower resources of the States.

Motor Traffic (Jersey) Law 1935

MOTOR TRAFFIC (No. 7) (JERSEY) REGULATIONS 200-

(Promulgated on the _____ day of _____ 200-)

STATES OF JERSEY

The _____ day of _____ 200-

THE STATES, in pursuance of the powers conferred on them by the Order in Council of the twenty-sixth day of December 1851,^[1] and by Article 54A of the Motor Traffic (Jersey) Law 1935, as amended^[2] (in these Regulations called “the Law”), have made the following Regulations -

1.-(1) For Article 23(1) of the Law^[3] there shall be substituted the following paragraphs -

“(1) Any application to the Committee for the grant of a road service licence shall contain such particulars as may be prescribed.

(1A) Subject to the provisions of this Article and of any relevant orders under Article 24 of this Law, the Committee may -

- (a) refuse an application under paragraph (1) of this Article;
- (b) grant the applicant a road service licence on the terms sought by the applicant; or
- (c) grant the applicant a road service licence on such other terms as the Committee thinks fit.”.

(2) After Article 23(2) of the Law^[4] there shall be inserted the following paragraph -

“(2A) In having regard to the matters it is required to consider under paragraph (2) of this Article, the Committee shall take into account any relevant traffic and transportation policies and plans of the States.”.

(3) For Article 23(5) of the Law^[5] there shall be substituted the following paragraph -

“(5) On the application of the holder of a road service licence for the variation of any condition of the licence, the Committee may -

- (a) refuse the application;
- (b) grant the application on the terms sought by the applicant; or
- (c) grant the application on such other terms as the Committee thinks fit.”.

2. In Article 26(1)(a) of the Law,^[6] after the words “or with any conditions attached thereto” there shall be inserted the words “or with any other terms of the licence”.

3. These Regulations may be cited as the Motor Traffic (No. 7) (Jersey) Regulations 200- and shall come into force on the day following promulgation.

^[1] Recueil des Lois, Tomes I-III, page 196.

[2] Recueil des Lois, Tome VII, page 178 and Volume 1986-1987, page 1.

[3] Recueil des Lois, Tome VII, page 168.

[4] Recueil des Lois, Tome VII, page 168.

[5] Recueil des Lois, Tome VII, page 169.

[6] Recueil des Lois, Tome VII, page 170.