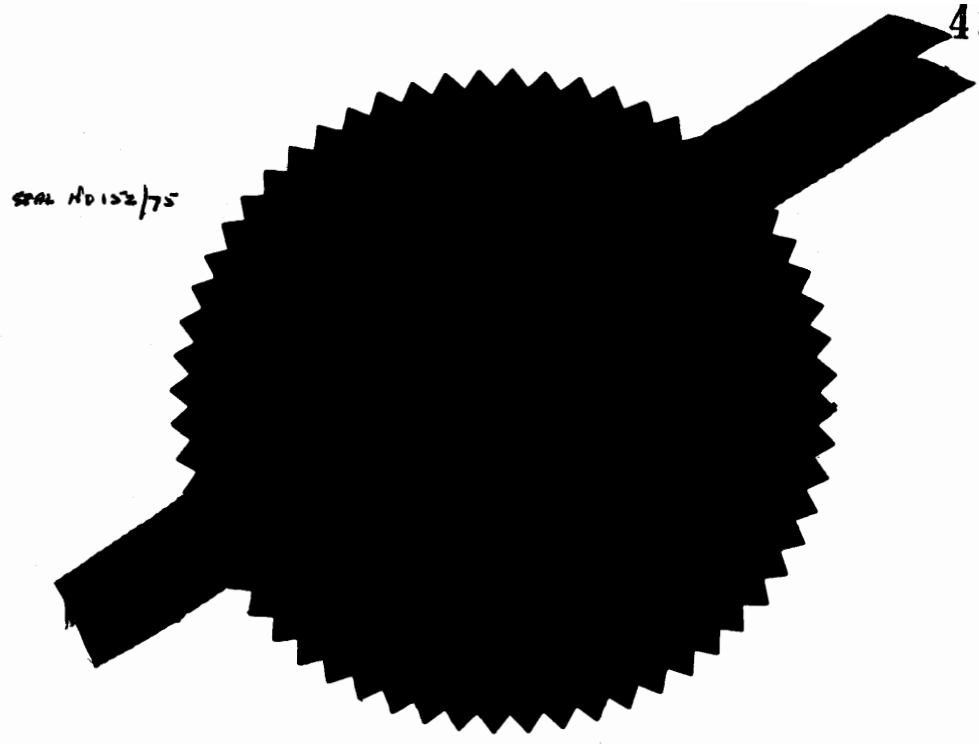

GUYANA

ACT No. 10 of 1975

MOTOR VEHICLES AND ROAD TRAFFIC (AMENDMENT) ACT 1975

I assent.

A. CHUNG,
President.
29 March, 1975.

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Amendment of section 23 of the Principal Act.
3. Amendment of section 25 of the Principal Act.
4. Amendment of section 62 of the Principal Act.
5. Repeal and re-enactment of section 63 of the Principle Act.

AN ACT to amend the Motor Vehicles and Road Traffic Act.

A.D. 1975

Enacted by the Parliament of Guyana:--

Short title.
Cap. 51:02

1. This Act, which amends the Motor Vehicles and Road Traffic Act, may be cited as the Motor Vehicles and Road Traffic (Amendment) Act 1975.

Amendment of section 23 of the Principal Act.

2. Subsection (2) of section 23 of the Principal Act is hereby amended in the following respects —

(a) by the insertion of the words "including any person who supervises that person whilst driving" immediately after the word "road";

(b) by the substitution of a full stop for the colon; and

(c) by the deletion of the proviso.

Amendment of section 25 of the Principal Act.

3. Subsection (1) of section 25 of the Principal Act is hereby amended by the substitution for all the words appearing after the words "provisional licence" of the words "upon such terms and conditions, and for such period, and in such form, as may be prescribed.".

Amendment of section 62 of the Principal Act.

4. Subsection (1) of section 62 of the Principal Act is hereby repealed and the following subsection substituted therefor —

"Duty to stop in case of accident

(1) If in any case owing to the presence of a motor vehicle on a road an accident occurs resulting in injury or death to any person, other than the driver of such vehicle, or damage to property, or injury to any animal under control, the driver of any such vehicle shall —

(a) immediately stop his vehicle at the scene of the accident;

(b) give his name, address and the registration number of his vehicle and exhibit his driver's licence to —

(i) any person injured as a result of the accident if it is practicable to do so;

(ii) the driver or other occupant of any vehicle collided with; and

(iii) any person who was otherwise present on the scene of the accident and having reasonable grounds for requiring the driver of the vehicle to give the aforesaid information; and

(c) render assistance to any person injured in the accident, including the carrying of such person to a duly registered medical practitioner for medical treatment if it is apparent that such treatment is necessary or is requested by the injured person.".

Repeal and re-enactment of section 63 of the Principal Act.

5. Section 63 of the Principal Act is hereby repealed and the following section substituted therefor —

"Registration of certain premises and reports of damage to motor vehicles.

63. (1) No premises shall be habitually used for the purpose of —

(a) offering or exposing for sale used motor vehicles; or

(b) effecting thereat repairs to motor vehicles, not being the property of the owner or the occupier of the premises,

unless such premises have been registered in accordance with this section.

(2) An application for the registration of premises for the purposes of subsection (1) shall be made by the owner or occupier of the premises in such form and manner, and subject to the payment of such fee, as may be prescribed.

(3) Any person who offers or exposes for sale used motor vehicles, or effects any repairs or permits such repairs to be effected to motor vehicles on premises not registered in accordance with this section shall be guilty of an offence.

(4) Where any motor vehicle which shows damage consistent with the vehicle having been involved in an accident or struck by a bullet is brought to any premises to which subsection (1) applies for the purpose of effecting repairs to such damage, the occupier of the premises shall, within twenty-four hours after such motor vehicle is received at the premises and prior to effecting such repairs, make a report —

(a) if such premises are situated in the City of Georgetown or the Town of New Amsterdam or any other town constituted under the Municipal and Dis-

Cap. 28:01

trict Councils Act, to the police headquarters of the respective division; or

(b) if situated elsewhere than as mentioned at paragraph (a), to the nearest police station,

giving the make, serial or engine number, registration number, and the name and address of the owner or driver of the motor vehicle and of the person who deposited it at the premises :

Provided that it shall not be necessary for a report to be made under this section —

(a) if the owner of the motor vehicle is also the occupier of the premises and the owner has made a report under section 62; and

(b) if when the motor vehicle is left in the custody of the occupier of the premises a certificate as that mentioned in subsection (8) and relating to such vehicle is obtained, and kept, by him.

(5) The occupier of the premises to which motor vehicles are brought to be repaired or at which used motor vehicles are exposed for sale shall keep on the premises—

(a) exhibited thereon in a conspicuous place the prescribed certificate indicating that the premises have been registered in accordance with this section;

(b) a book in which shall be entered by him such particulars relating to the motor vehicles repaired or offered for sale, as may be prescribed, and the particulars of any certificate as is referred to in subsection (6).

(6) Everyone who makes a request of an occupier of the premises as is referred to in subsection (5), in circumstances that required the occupier to comply with that subsection shall at the time of making such request do all such things and give such

particulars as are necessary to the occupier as would enable him to effect such compliance, including the surrender to such occupier of any certificate as mentioned in subsection (8).

(7) Any person who —

(a) fails to make a report as is required by this section; or

(b) fails to supply any particulars which he is required to supply in accordance with this section or of any regulations; or

(c) knowingly supplies any such particulars which are false in any material respect; or

(d) fails to produce for inspection by a police constable, when requested by him, the book or the prescribed certificate mentioned in subsection (5),

shall be guilty of an offence.

(8) Upon completion of his enquiries at the scene of an accident at which a motor vehicle to which subsection (4) applies is present, the police constable shall issue to the owner or driver of such vehicle a certificate in such form and containing such particulars as may be prescribed for the purpose of evidencing the fact that the damage to that vehicle has been the subject matter of police enquiries.

(9) In this section, the reference to the occupier of the premises is a reference to the person carrying on the business, the nature of which involves the doing of the act mentioned at paragraph (a) or (b) of subsection (1).".

Passed by the National Assembly on the 17th of March, 1975.

F. A. Narain,
Clerk of the National Assembly.

(Bill No. 1 of 1975)

(P: 16/22/1)