

THE OFFICIAL GAZETTE 3RD MARCH, 2007
LEGAL SUPPLEMENT - B

GUYANA

No. 5 of 2007

ORDER

Made Under

THE SUMMARY JURISDICTION (PROCEDURE) ACT
(Cap. 10:02)

IN EXERCISE OF THE POWERS CONFERRED UPON THE MINISTER BY SECTIONS 8(2), (3) AND (11) OF THE SUMMARY JURISDICTION (PROCEDURE) ACT, I MAKE THE FOLLOWING ORDER:-

Citation.

1. This Order, which amends section 8(10) and the Second Schedule to the Principal Act and the Minor Offences (Penalties) Order*, may be cited as the Minor Offences (Penalties) (Amendment) Order 2007.

Amendment of section 8(10) of the Principal Act.

2. Sections 8(10) (b) of the Principal Act is amended by the substitution for the words beginning with the word "sections" and ending with the word "of" of the words "sections 13, 15, 23, 25, 34, 40, 43, 46, 50, 52, 55, 56, 57, 58, 59, 60, and 61 of".

Amendment of the Schedule to the Minor Offences (Penalties) Order.

3. (1) The Schedule to the Minor Offences (Penalties) Order is amended by the substitution for paragraphs (1), (2) and (3) of the following paragraphs as paragraphs (1), (1A), (2) and (3) in the Schedule to this Order;

Amendment of the Second Schedule to the Principal Act.

4. The Second Schedule to the Principal Act is amended by the insertion immediately after Form 4 of the following Forms as Form 4A and Form 4B-

*Cap. 10:02 Subsidiary Legislation.

GUYANA

SUMMARY JURISDICTION (PROCEDURE) ACT Cap. 10:02.

FORM 4A

S. 8

CASE NO..... 20....

NOTICE TO DEFENDANT BY MEMBER OF THE
POLICE FORCE

DRIVER'S LICENCE. No

[Empty rectangular box for driver's licence number]

IN THE.....MAGISTRATE'S COURT
to
of

WHEREAS a complaint will be made by me to the
MAGISTRATE OF THE..... MAGISTERIAL DISTRICT

THAT YOU.....

ON.....DAY.

THE DAY OF.....20

IN THE.....MAGISTERIAL DISTRICT.

drove or in control of motor vehicle registration number
and committed the offence as indicated in the table hereunder.

Under the Motor Vehicles and Road Traffic Act, Cap. 51:02.

(ONE CHARGE PER COMPLAINT)

- | | |
|----------------------------------------------------------------------------------------------|---------|
| <input type="checkbox"/> Driving uncertified motor vehicle - section 15 | \$5,000 |
| <input type="checkbox"/> Driving motor vehicle without a driver's licence - section 23(1) | \$5,000 |
| <input type="checkbox"/> Failing to produce driver's licence - section 23 (2) | \$5,000 |
| <input type="checkbox"/> Refusing to declare present address - section 23 (3) | \$5,000 |
| <input type="checkbox"/> Breaching of conditions of provisional licence-section 25(2) | \$5,000 |
| <input type="checkbox"/> Speeding (Exceeding Speed limit).....km/h - section 34 (1) | \$7,500 |
| <input type="checkbox"/> Permitting more than one trailer to be drawn - section 41 | \$5,000 |
| <input type="checkbox"/> Failing to stop when required by police in uniform - section 43 (3) | \$7,500 |
| <input type="checkbox"/> Leaving motor vehicle in dangerous position - section 59 | \$5,000 |

This is to require you to be and appear at 9.00 o'clock a.m. on the date shown below, at the undermentioned Magistrate's Court to answer the complaint and to be further dealt with according to law.

DATE D

DATE OF APPEARANCE

DAY OF 20.....

AT MAGISTRATE'S COURT.

READ THE BACK OF THIS NOTICE CAREFULLY AND BRING THIS NOTICE WITH YOU.

READ CAREFULLY

If you admit committing the offence for which you are hereby given notice and wish to plead GUILTY you may cause this notice to be submitted within seven days of the date thereof, and pay the prescribed penalty, to the Clerk of the abovementioned Magistrate's Court. In that event the prosecution of the case against you will be discontinued.

The prescribed penalty may be ascertained on enquiry at any Magistrate's Court Office or Police Station.

APPEARANCE, PLEA OF GUILTY

I, the undersigned do hereby enter my appearance in respect of the offence stated on the face of this notice. I PLEAD GUILTY to the said offence, WAIVE my right to HEARING by the court and AGREE to pay the penalty prescribed by law.

.....
(DEFENDANT'S SIGNATURE)

.....
(ADDRESS)

GENERAL RECEIPT No..... DATED.....

GUYANA

SUMMARY JURISDICTION (PROCEDURE) ACT Cap. 10:02.

FORM 4B

S. 8

CASE NO..... 20.....

**NOTICE TO DEFENDANT BY MEMBER OF THE
POLICE FORCE**

DRIVER'S LICENCE . No

IN THE.....MAGISTRATE'S COURT

to

of

WHEREAS a complaint will be made by me to the

MAGISTRATE OF THE..... MAGISTERIAL DISTRICT

THAT YOU.....

ON..... DAY.

THE DAY OF..... 20.....

IN THE..... MAGISTERIAL DISTRICT.

drove or in control of Motor Vehicle registration number..... and
committed the offence as indicated in the table hereunder.

Under the Motor Vehicles and Road Traffic Regulations, Cap 51:02, Subsidiary
Legislation .

(ONE CHARGE PER COMPLAINT)

- | | | |
|--------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| <input type="checkbox"/> | Driving motor cycle without safety helmet- breach of Reg.3 (1) and (3) of the Motorcycles (Protective Helmets) Regulations - Reg. 19 of 1972, Cap. 51:02 | \$5,000 |
| <input type="checkbox"/> | Driver carrying pillion-rider without safety helmet-breach of Reg.3 (2) and (3) of the Motorcycles (Protective Helmets) Regulations- Reg. 19 of 1972, Cap. 51:02 | \$5,000 |
| <input type="checkbox"/> | Failing to exhibit certificate of fitness for - Reg.13 | \$5,000 |
| <input type="checkbox"/> | Failing to exhibit licence for a Motor Vehicle- Reg.16 (1) | \$ 5,000 |
| <input type="checkbox"/> | Unlighted motor vehicle (front) - Reg 34 (1) (a) | \$5,000 |
| <input type="checkbox"/> | Unlighted motor vehicle (rear) - Reg. 34.(1) (b) | \$5,000 |
| <input type="checkbox"/> | Unlighted motor cycle/bicycle (front) - Reg. 35 (a) | \$5,000 |
| <input type="checkbox"/> | Unlighted motor cycle/bicycle (rear)- Reg. 35 (b) | \$5,000 |

WHEREAS a complaint will be made by me to the

<input type="checkbox"/>	Unlighted animal drawn vehicle (front) - Reg 36 (a)	\$5,000
<input type="checkbox"/>	Unlighted animal drawn vehicle (rear) - Reg 36 (b)	\$5,000
<input type="checkbox"/>	Failing to carry lamp on hand- cart during hours of darkness - Reg. 37	\$5,000
<input type="checkbox"/>	No parking brakes - Reg. 52	\$5,000
<input type="checkbox"/>	No reflecting mirror - Reg. 57	\$5,000
<input type="checkbox"/>	No warning appliance on motor vehicle - Reg. 59	\$5,000
<input type="checkbox"/>	No silencer - Reg. 60	\$5,000
<input type="checkbox"/>	No efficient automatic wind-screen wiper - Reg. 64	\$5,000
<input type="checkbox"/>	No efficient Speedometer (hire car, motor lorry, motor bus) - Reg. 65	\$5,000
<input type="checkbox"/>	Unnecessary sounding of horn - Reg 108.	\$5,000
<input type="checkbox"/>	No trailer to be drawn by bus/hire car - Reg 119	\$5,000
<input type="checkbox"/>	Carrying more persons than the permitted number Reg. 164 (1) (a)	\$5,000
<input type="checkbox"/>	More persons on front seat than the number fixed to be carried thereon (hire car/ motor-bus)- Reg 164 (1) (b)	\$5,000
<input type="checkbox"/>	Conductor (overload) - Reg. 164 (1) (a) ,(b) and (2)	\$5,000
<input type="checkbox"/>	Conduct of driver and conductor (breach)- Reg. 166	\$5,000
<input type="checkbox"/>	Conduct of Passenger (breach) - Reg. 167	\$5,000
<input type="checkbox"/>	Stopping within thirty feet from any corner	\$5,000
<input type="checkbox"/>	No efficient brakes on bicycle and tricycle - Reg. 194	\$5,000
<input type="checkbox"/>	No warning appliance on bicycle and tricycle - Reg. 195	\$5,000

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This is to require you to be and appear at 9.00 o'clock a.m. on the date shown below, at the undermentioned Magistrate's Court to answer the complaint and to be further dealt with according to law.

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Dated.....

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DATE OF APPEARANCE

..... DAY OF 20.....

AT MAGISTRATE'S COURT.

READ THE BACK OF THIS NOTICE CAREFULLY AND BRING THIS NOTICE WITH YOU.

READ CAREFULLY

If you admit committing the offence for which you are hereby given notice and wish to plead GUILTY you may cause this notice to be submitted within seven days of the date thereof, and pay the prescribed penalty, to the Clerk of the above mentioned Magistrate's Court. In that event the prosecution of the case against you will be discontinued.

The prescribed penalty may be ascertained on enquiry at any Magistrate's Court Office or Police Station.

APPEARANCE, PLEA OF GUILTY

I, the undersigned do hereby enter my appearance in respect of the offence stated on the face of this notice. I PLEAD GUILTY to the said offence, WAIVE my right to HEARING by the Court and AGREE to pay the penalty prescribed by law.

(DEFENDANT'S SIGNATURE)

DATE OF APPEARANCE

(ADDRESS)

GENERAL RECEIPT No. DATED.....

SCHEDULE

Cap. 51:02	(1) Offences against sections 13, 15, 23, 25, 40, 46, 52, 55, 57, 59 and 60 of the Motor Vehicles and Road Traffic Act	\$5,000
	(1A) Offences against section 34, 43 and 61 of the Motor Vehicles and Road Traffic Act	\$7,500
	(2) Offences against sections 58 of the Motor Vehicles and Road Traffic Act	\$10,000
	(3) Offences against the Motor Vehicles and Road Traffic Regulations	\$5,000

Made this 1st day of March, 2007.

[Handwritten Signature]
Minister of Home Affairs.

the Court and AGREE to pay the penalty prescribed by law...
of this notice...
stated on the...