

STATES OF ALDERNEY

ORDINANCE OF THE STATES

Made 6th December, 1946

Renewed/amended 30th January, 1947

PROVISIONAL ORDINANCE FOR THE REGULATION OF TRAFFIC AND HIGHWAYS

PART I. – DEFINITIONS.

Article 1.

For the purposes of this Ordinance –

"highway" means a public road over which the public have right of way and includes "street".

"street" means any road, lane, footway square or passage whether a thoroughfare or not over which the public have right of way.

"vehicle" includes any carriage, waggon, cart, motor vehicle, truck, bicycle or other means of conveying goods or passengers in whatsoever manner the same may be propelled whether publicly or privately owned or operated and includes also agricultural machinery, land machinery and other machines however propelled capable of travelling on roads.

PART II. – HIGHWAYS AND STREETS.

Article 2.

It shall be an offence under this Ordinance –

- (i) to tether any bovine animal, horse, sheep or swine in such manner as to suffer or permit the tethered animal to be on any highway.
- (ii) to cause any injury or damage to be done to the surface, banks or defences of any highways.
- (iii) to play any game on any highway to the annoyance of any user of the highway.
- (iv) to make or assist to make any fire or to fire off any gun or firearm or to let off any firework whatsoever within 50 feet of the centre of any highway.
- (v) to lay any timber, stone, rubbish or other matter or thing whatsoever on any highway to the injury of the highway or to the injury, interruption or danger of any person travelling thereon.

- (vi) to suffer any filth, dirt or other offensive matter whether liquid or solid to run or flow into or upon any highway from any lands or premises adjacent thereto.
- (vii) wilfully to obstruct in any way whatsoever the free passage of any highway.

Article 3.

It shall be an offence under this Ordinance –

- (i) to fix any barbed wire on a fence adjoining any highway so as to cause likelihood of injury to persons or animals on the highway.
- (ii) to leave a vehicle or any object whatsoever standing on a highway so as to cause obstruction or danger to the users of the highway.
- (iii) to place or cause to be placed any rope, wire or other apparatus across a highway or part thereof in such manner as to be likely to cause danger to persons using the highway except when necessary as a temporary measure and only then if all necessary means have been taken to give adequate warning.
- (iv) to permit limbs or branches of trees or bushes to overhang the highway in such manner as is likely to cause danger to persons using the highway.

PART IV. – TRAFFIC.

It shall be an offence under this Ordinance –

- (i) for any person driving or in charge of vehicle
 - (a) to neglect or refuse to stop the vehicle or to make it proceed in a prescribed direction when ordered to do so by a constable in the execution of his duty, or
 - (b) to fail to conform to a traffic sign lawfully placed on any highway.
- (ii) for any person to drive a vehicle without lawful authority on to cultivated land or land used for agricultural purposes.
- (iii) for any person driving or in charge of a vehicle on any part of a highway
 - (a) to cause hurt or damage to any person, cattle, sheep, swine, horse or goods passing or being upon such highway.
 - (b) to drive the same furiously so as to endanger the life or limb of any passenger on the highway.
 - (c) to drive the same furiously to the obstruction annoyance or danger of the residents or passengers.
 - (d) by wilful misconduct or neglect to cause the vehicle to travel in such manner as to obstruct the highway or

cause annoyance or danger to other users of the highway.

- (e) to drive the same recklessly or in a manner which is dangerous to the public.
- (f) to drive the same without due care and attention or without reasonable consideration for the other persons using the highway.

Article 4.

- (iv) for any person driving or in charge of a vehicle on a highway to fail to stop if an accident occurs whereby damage is done to any property, person or animal owing to the presence of his vehicle on the highway or to fail to report such accident at the police station or to a constable as soon as practicable and in any case within twenty-four hours of the accident.

Article 5.

A constable may arrest without warrant any driver of any vehicle who within his view commits any of the offences set out in Article 4 of this Ordinance unless the said driver gives his name and address and produces his driving licence. It shall be an offence for a driver to refuse to give his name and address and to produce his driving licence or to give a false name or a false address.

Article 6.

It shall be the duty of the owner, driver or person in charge of any vehicle to remove it as soon as practicable

- (a) when it is broken down on a highway and cannot be put right within a reasonable time or is likely unnecessarily to obstruct or to cause danger to other users of the highway, or
- (b) when so required by a constable on the ground that it is likely to cause danger

and a constable may remove any such vehicle the expenses of removal to be recoverable from the owner of the vehicle.

A failure to comply with the requirements of this sub-section shall be an offence under this Ordinance.

Article 7.

- (a) Every motor vehicle shall carry during the hours of darkness:
 - (i) two lamps showing to the front a white light visible from a reasonable distance
 - (ii) one lamp showing to the rear a red light visible from a reasonable distance.
- (b) every such lamp shall be kept lighted and in efficient condition while the vehicle is moving. No front lamp shall be used unless

it is so made, fitted and kept that the beam of light cannot dazzle a person standing more than 25 feet distant.

- (c) no bulb over 7 watts power in a front lamp shall be kept lighted while the vehicle is stationary on a highway provided that this shall not apply during an enforced stoppage of the vehicle. When the vehicle is stationary the two front lamps shall show lights of not more than 7 watts power.
- (d) during the hours of darkness a lamp shall be kept burning on the vehicle in such manner as to illuminate and render easily visible every letter and figure of the rear identification mark.

Article 8.

The penalty for any contravention of the provisions

- (a) Any person contravening any of the provisions of this Ordinance shall be liable to a fine at the discretion of the Court which shall not be less than One Pound sterling and which shall not exceed Ten Pounds sterling.
- (b) a person convicted of an offence against the provisions of part of Article 4 of this Ordinance shall if the Court thinks fit have his driving licence endorsed with the date and charge on which he was convicted or the Court may order that his licence be cancelled.

Renewed and amended at the Chief Pleas after Christmas, January 30th 1947.