

PROJET DE LOI

ENTITLED

The Motor Vehicles (International Circulation) (Guernsey) Law, 1956 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Ordres en Conseil Vol. XVII, p. 19; as amended by the Motor Vehicles (International Circulation) (Guernsey and Alderney) (Amendment) Law, 1990 (Ordres en Conseil Vol. XXXII, p. 377); the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997 (Alderney Ordinance No. II of 1997); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016). This Law has been repealed by the Motor Vehicles (International Circulation) (Guernsey and Alderney) (Brexite) Regulations, 2019 (G.S.I. No. 10 of 2019).

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ARRANGEMENT OF SECTIONS

1. Ordinances giving effect to international agreements.
2. Saving.
3. Repeals.
4. Definition of "vehicle".
5. Commencement.

SCHEDULE

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THE STATES, in pursuance of their Resolution of the 22nd day of June, 1955, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey and Alderney.

Ordinances giving effect to international agreements.

1. (1) For the purpose of enabling effect to be given to any international agreement for the time being in force in respect of Guernsey or Alderney, in the case of Guernsey, the States of Guernsey, and in the case of Alderney, the States of Alderney may, from time to time, by Ordinance make provision –

- (a) for the grant and authentication of any passes, certificates or other documents relating to vehicles or the drivers of vehicles which may be required for purposes of travel abroad by persons resident in Guernsey or Alderney,
- (b) for modifying, in relation to vehicles brought temporarily into Guernsey or Alderney by persons resident outside those Islands, and in relation to persons so resident who are temporarily in Guernsey or Alderney, any enactment relating to vehicles or the

drivers of vehicles.

- (2) An Ordinance made under this section may provide –
- (a) for modifying any such enactment as aforesaid in respect of matters appearing to the States of Guernsey or the States of Alderney, as the case may be, to be incidental to or connected with the matters regulated by any such international agreement,
 - (b) for extending any privilege conferred by the Ordinance to persons resident outside Guernsey or Alderney, who are temporarily in those Islands but are not entitled thereto by virtue of any such international agreement, or in relation to vehicles brought temporarily into Guernsey or Alderney by such persons, being persons or vehicles satisfying such conditions as may be specified by or under the Ordinance,
 - (c) for the payment, in respect of any such documents as are mentioned in paragraph (a) of subsection (1) of this section, [of such fees as may from time to time be prescribed by an order made by the relevant authority, being fees appearing to that authority] to be appropriate having regard to any services performed in connection therewith in pursuance of the Ordinance.

[(3) In this section "**the relevant authority**" means –

- (a) as respects Guernsey, the States of Guernsey [Committee for Home Affairs] or such other Committee

of the States as the States of Guernsey may from time to time by resolution appoint,

- (b) as respects Alderney, the States of Alderney [Policy and Finance Committee] or such other Committee of the States as the States of Alderney may from time to time by resolution appoint.]

NOTES

In section 1,

the words in square brackets in paragraph (c) of subsection (2) were substituted by the Motor Vehicles (International Circulation) (Guernsey and Alderney) (Amendment) Law, 1990, section 1(a), with effect from 19th February, 1991, subject to the saving in section 2 of the 1990 Law;

subsection (3) was inserted by the Motor Vehicles (International Circulation) (Guernsey and Alderney) (Amendment) Law, 1990, section 1(b), with effect from 19th February, 1991;

the words in square brackets in paragraph (a) of subsection (3) were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 6(a), with effect from 1st May, 2016;¹

the words in square brackets in paragraph (b) of subsection (3) were substituted by the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997, section 1, Schedule 1, Part I, paragraph 10, with effect from 2nd April, 1997.

The functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Law were transferred to and vested in, respectively, the Committee for Home Affairs and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 6(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.²

The functions of the States of Alderney Finance Committee under this Law were transferred to the States of Alderney Policy and Finance Committee by the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997, section 1, Schedule 1, Part I, paragraph 10, with effect from 2nd April, 1997, subject to the savings and transitional provisions in section 3 of the 1997

Ordinance.

The following Ordinances have been made under section 1:

Motor Vehicle (International Circulation) (Alderney) Ordinance, 1961;
Motor Vehicles (International Circulation) Ordinance, 1974;
Motor Vehicles (International Circulation) (Amendment) Ordinance, 1990;
Motor Vehicles (International Circulation) (Amendment) Ordinance, 1999;
Motor Vehicles, Traffic and Licensing (Amendment) Ordinance, 2007.

The following Ordinance has effect as if made under section 1:

Motor Vehicle (International Circulation) (Alderney) Ordinance, 1953.

In accordance with the provisions of the Motor Vehicles (International Circulation) (Guernsey and Alderney) (Amendment) Law, 1990, section 4, with effect from 19th February, 1991 this Law, when cited together with the 1990 Law, may be cited as the Motor Vehicles (International Circulation) (Guernsey and Alderney) Laws, 1956 and 1990.

Saving.

2. Nothing in this Law contained shall affect any Ordinance having effect under any Law repealed by this Law, and every such Ordinance shall continue in force until repealed by an Ordinance made under this Law.

Repeals.

3. The enactments set out in the Schedule to this Law are hereby repealed.

Definition of "vehicle".

4. For the purposes of this Law the expression "**vehicle**" means any mechanically propelled vehicle intended for use on roads and any vehicle drawn by such a vehicle.

Commencement.

5. This Law shall come into force on such date as the States may by Ordinance appoint.

NOTE

The Law was brought into force on 1st May, 1958 by the Motor Vehicles (International Circulation) (Commencement) Ordinance, 1958.

REPEALED

SCHEDULE

The Law entitled "Loi ayant rapport à la Convention Internationale relative à la Circulation Automobile", registered on the 29th day of July, 1931.

The Law entitled "Loi par rapport à la Convention Internationale de 1931, sur le Régime Fiscal d'Automobiles Etrangers", registered on the 21st day of November, 1936.

The Taxation of Foreign Motor Vehicles Law, 1947.

The Law entitled "Loi ayant rapport à la Convention Internationale relative à la Circulation Automobile" registered on the 24th day of October, 1931, (which gave effect, in the Island of Alderney, to the International Convention relative to Motor Traffic, signed at Paris on the 24th day of April, 1926).

¹ These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 3(a), with effect from 6th May, 2004.

² The functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Law were previously transferred to and vested in them, respectively, from the Board of Administration and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(a), Schedule 2, paragraph 2(a), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.