

Island of



Guernsey

Ordinance of the States.

XXI

1953

Made 8th July, 1953.
Coming into Operation .. 1st August, 1953.

The Motor Vehicles (International Motor Insurance Card) Ordinance, 1953.

THE STATES, in exercise of the powers now vested in them under sections twelve and fourteen of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936, and article eighteen of the Law entitled "Loi relative aux Automobiles", registered on the 11th day of December, 1926, as amended, and of all other powers them enabling in that behalf, hereby order:—

1. The Regulations set out in the Schedule to this Ordinance shall have effect in relation to motor vehicles which are brought into the Island of Guernsey by persons making only a temporary stay therein.

2. (1) Part II of the Road Traffic (Compulsory Third-Party Insurance) Ordinance, 1936, is hereby repealed except in relation to any motor vehicle in

the said Island at the coming into operation of this Ordinance or brought into the said Island within two months thereafter and so long as the vehicle continues to remain in the said Island.

(2) The Road Traffic (Compulsory Third-Party Insurance) Ordinance, 1937, is hereby repealed.

3. This Ordinance shall come into force on the first day of August, 1953.

SCHEDULE

The Motor Vehicles (International Motor Insurance Card) Regulations, 1953.

Arrangement of Regulations

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Interpretation

1. (1) In these Regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

“the Board” means the States Board of Administration;

“British Bureau” means the “Motor Insurers’ Bureau” incorporated under the Companies Act, 1929, and having its registered office at No. 60, Watling Street, London, E.C.4;

“Foreign Bureau” means a central organisation set up by motor insurers in any country outside the Channel Islands, the United Kingdom and

the Isle of Man for the purpose of giving effect to international arrangements for the insurance of motorists against third-party risks when entering countries where insurance against such risks is compulsory, and with which organisation the British Bureau has entered into such an arrangement;

“insurance card” means an international motor insurance card provided by a Foreign Bureau or by the British Bureau which is green in colour and, either in English or a foreign language, in the form specified in the Schedule to these Regulations;

“the Island” means the Island of Guernsey;

“the Law” means the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936;

“Motor Vehicles Taxation Law” means the Law entitled “Loi relative aux Automobiles” registered on the 11th day of December, 1926;

“the registration authority” means the States Supervisor;

“trade licence” has the same meaning as the expression “Licence de Commerçant” has in the Motor Vehicles Taxation Law;

“visitor” means a person bringing a motor vehicle into the island, making only a temporary stay therein and named as the insured in an insurance card.

(2) Any reference in these Regulations to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

Validity of insurance card

2. (1) An insurance card shall only be valid for the purposes of these Regulations if—

(a) the card bears on page 1 thereof, the name of the Foreign Bureau or the British Bureau,

- as the case may be, by which the card was provided;
- (b) the motor vehicle specified in the card is brought into the Island during the period of validity so specified;
 - (c) the application of the card in Great Britain and Northern Ireland is indicated thereon;
 - (d) all relevant particulars provided for in the card have been inserted therein;
 - (e) the card has been duly signed by the visitor and the insurer named in the card; and
 - (f) the provisions of Regulation 6 of these Regulations in so far as they are applicable have been complied with as respects the particulars required to be furnished and the production of the card.
- (2) The particulars required to be entered in paragraphs (2) and (11) on page 3 of the card are—
- (a) in paragraph (2), the name of the Foreign Bureau or the British Bureau, as the case may be, by which the card was provided; and
 - (b) in paragraph (11), the name of the insurer authorised to issue the card by the Foreign Bureau or the British Bureau, as the case may be.

Third-party risks arising out of the use of motor vehicles by visitors

3. (1) As respects the use on a road by a visitor or by any other person on his order or with his permission of a motor vehicle specified in a valid insurance card issued to that visitor, section two of the Law shall have effect as though the said card were a policy of insurance complying with the requirements of and having effect for the purposes of the Law in relation to such use:

Provided that where the said motor vehicle remains in the Island after the expiry of the period of validity specified in the card, then as respects any period whilst it so remains the said card shall not be regarded as having ceased to be in force for the purposes of the said section two by reason only of effluxion of the period of validity specified in the card.

(2) Any reference in this Regulation and in the next succeeding Regulation to the use on a road of a motor vehicle shall not include any use of the vehicle for the purpose of delivering it to or for the visitor at some place other than the place of entry of the vehicle into the Island which is authorised under a trade licence.

4. (1) For the purposes of section thirteen of the Law, a valid insurance card shall have effect as though it were a certificate of insurance issued by an authorised insurer and in relation to any claim in respect of any such liability as is required to be covered by a policy of insurance under paragraph (b) of subsection (1) of section three of the Law and arising out of the use on a road of a motor vehicle specified in the card by the visitor to whom it was issued or by any other person on his order or with his permission, the person against whom the claim is made shall in lieu of making the statement and furnishing the particulars referred to in subsection (1) of section seven of the Law, give to the person making the claim, on his demand, the serial letter or letters and number shown in the card, the name of the Bureau by which it was provided and the name and address of the person specified therein as the insured.

(2) Any person making or intending to make any such claim as is mentioned in the preceding paragraph of this Regulation shall give notice of the claim in writing to the British Bureau as soon as practicable after the happening of the event out of which

the claim arose specifying the nature of the claim and against whom it is made or intended to be made.

Production of insurance card on application for motor vehicle licence

5. Any visitor applying for a licence under the Motor Vehicles Taxation Law for a motor vehicle specified in a valid insurance card issued to him may during the period of validity specified in the card in lieu of producing to the licensing authority such evidence as is required by Part I of the Road Traffic (Compulsory Third-Party Insurance) Ordinance, 1936, produce the card to the licensing authority.

Production of insurance cards to, and duties of, the registration authority

6. (1) Subject to the provisions of this Regulation, every visitor to whom an insurance card has been issued in respect of a motor vehicle brought by him into the Island shall comply with the following provisions of this paragraph:—

- (a) in the case of any entry of the vehicle into the Island during the period of validity specified in the card, the visitor shall at the relevant time and place furnish such particulars with respect to the card as are specified in the next following paragraph of this Regulation and produce the card with all relevant particulars inserted therein to the registration authority, who shall thereupon insert on the card in the appropriate space the date and place of such entry;
- (b) in the case of any exit of the vehicle from the Island, the visitor shall at the relevant time and place produce the card to the registration authority, who shall thereupon insert on the

card in the appropriate space the date and place of such exit.

(2) The particulars with respect to an insurance card required to be furnished in accordance with the preceding paragraph of this Regulation shall be given in a form issued or approved by the Board, shall be signed by the visitor furnishing the same and shall be as follows:—

- (a) the serial letter or letters and number shown on the card;
- (b) the name, home address and address in the Island of the visitor to whom the card has been issued;
- (c) the registration number of the motor vehicle specified in the card and the name of the country in which that vehicle is registered; and
- (d) the date and place of entry into the Island of the motor vehicle specified in the card.

(3) In this paragraph the expression “the relevant time and place” means—

- (a) the time and place at which the particular entry into or exit from the Island of the vehicle is made or, in the absence of the registration authority at that place, any time and place within forty-eight hours after the entry or within forty-eight hours before the exit, as the case may be, of the vehicle; or
- (b) if, in the case of any entry of the vehicle into the Island, the visitor is desirous of furnishing the said particulars and otherwise complying with the requirements of paragraph (1) of this Regulation at some place in the Island other than the place of entry and for the purposes of enabling the vehicle to be used on roads in the meantime, otherwise

than in the circumstances and during the period referred to in sub-paragraph (a) of this paragraph, obtains in relation to such use a temporary policy of insurance complying with the requirements of and having effect for the purposes of the Law for any period not exceeding one month, any time during which the said policy is in force and any place.

7. (1) The registration authority shall for a period of not less than six years from the expiration of the period of validity specified in an insurance card preserve any forms containing the particulars with respect to the card furnished in accordance with Regulation 6 of these Regulations and a record of the date and place of any exit of the motor vehicle specified in the card of which he has been advised under the said Regulation.

(2) The registration authority shall without charge furnish to the Chief Officer of Police or the British Bureau on request or to an authorised insurer on request by the British Bureau any information relating to the contents of any such form or record as is mentioned in the preceding paragraph of this Regulation.

Special provision for motor vehicles from Great Britain, Northern Ireland, the Isle of Man, Jersey and Alderney

8. In the case of a motor vehicle brought into the Island from Great Britain, Northern Ireland, the Isle of Man, the Island of Jersey or the Island of Alderney by a person making only a temporary stay in the Island, a policy of insurance which complies with Part II of the Road Traffic Act, 1930, the Motor Vehicles and Road Traffic Act (Northern Ireland), 1930, the

Road Traffic Act, 1933, of the Isle of Man, the Motor Traffic (Third-Party Insurance) (Jersey) Law, 1948, or the Road Traffic (Compulsory Third-Party Insurance) (Alderney) Law, 1950, and which covers the driving of the motor vehicle in the Island and any certificate of insurance issued in pursuance of any of those Acts or Laws and the regulations made thereunder in respect of such policy shall have effect as a policy of insurance or a certificate of insurance respectively for the purposes of the Law and of Part I of the Road Traffic (Compulsory Third-Party Insurance) Ordinance, 1936.

SCHEDULE

(See Regulation 1)

FORM OF INSURANCE CARD

Page 1

INTERNATIONAL MOTOR INSURANCE
CARD

CARTE INTERNATIONALE D'ASSURANCE
AUTOMOBILE

(and language of issuing Country if other than
English or French)

MEMBER COMPANY

.....
.....
.....

On first entry during the period of validity into
any of the countries listed below, one copy of the
attached forms must be left at the frontier:

.....
.....

(1) In each country visited, the Bureau of that country assumes, in respect of the use of the vehicle referred to herein, the liability of an Insurer in accordance with the laws relating to compulsory insurance in that country.

(2) After the date of expiry of this Card, liability is assumed by the Bureau of the country visited, if so required by the law of such country or by any agreement with its Government.

(3) In such case, the within-mentioned Insured undertakes to pay the premium due for the duration of the stay after the date for which the Insurance Card is valid has passed.

(4) I, the within-mentioned Insured, hereby authorise (the Bureau which provided the Card) and the Bureaux of any mentioned countries, to which it may delegate such powers, to accept service of legal proceedings, to handle and eventually settle, on my behalf, any claim for damages in respect of liability to third parties required to be covered under the compulsory insurance laws of the country or countries specified herein, which may arise from the use of the vehicle in that country (those countries).

(5) Signature of the Insured

.....
(This Insurance Card is only valid when signed by the Insured)

X

No.

ATTESTATION
OF COMPETENT
AUTHORITIES

ARRIVAL

DEPARTURE

(1)	INTERNATIONAL MOTOR INSURANCE CARD	Cancel country inapplicable
(2)	ISSUED BY	A Austria
	VALID	B Belgium
(3)	From to for (both dates inclusive)	CH Switzerland
(4)	Name of insured :	D Germany Fed. Rep.
(5)	Address :	DK Denmark
	VEHICLE	E Spain
(6)	Category : (a) Motor Car (b) Motor Cycle (c) Lorry (d) Bus (e) Cycle fitted with auxiliary engine	EIR Rep. of Ireland
(7)	Make :	F France
(8)	Chassis No. :	GB Great Britain & Northern Ireland
(9)	Engine No. :	GR Greece
(10)	Registration No. :	I Italy
	This card has been issued :	L Luxembourg
(11)	By (Name of Insurer)	N Norway
(12)	(Address of Insurer)	NL Holland
(13)	Policy No.	P Portugal
(14)	On	S Sweden
(15)	Signature of Insurer	SF Finland

X Letters of issuing country.

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NAMES AND ADDRESSES OF BUREAUX

JAMES E. LE PAGE,

Her Majesty's Greffier.