

Island of Guernsey

Ordinance of the States **XXIX**

1974

Made	19th June, 1974.
Came into Operation ...	19th June, 1974.
Laid before the States ...	31st July, 1974.

The Motor Vehicles (International Motor Insurance Card) Ordinance, 1974

THE STATES LEGISLATION COMMITTEE, in exercise of the powers conferred upon it by paragraph (3) of Article sixty-six of the Reform (Guernsey) Law, 1948(a), by section twelve and section fourteen of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936(b), and by Article 18 of the Law entitled "Loi relative aux Automobiles" registered on the eleventh day of December, nineteen hundred and twenty-six(c), and in pursuance of the Resolution of the States of the twenty-seventh day of March, nineteen hundred and seventy-four, hereby orders:—

1. The Regulations set out in the Schedule to this Ordinance shall have effect in relation to motor Applica-
tion.

(a) Ordres en Conseil Vol. XIII, p. 288.

(b) Ordres en Conseil Vol. X, p. 388.

(c) Ordres en Conseil Vol. VIII, p. 56.

vehicles which are brought into the Island of Guernsey by persons making only a temporary stay therein.

Amendment.

2. In subsection (1) of section four of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Ordinance, 1972(*d*), for the reference to regulation five of the Schedule to the Motor Vehicles (International Motor Insurance Card) Ordinance, 1953(*e*), there is hereby substituted a reference to regulation five of the Regulations set out in the Schedule to this Ordinance.

Repeals.

3. (1) Section thirteen of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Ordinance, 1972, is hereby repealed.

(2) The Motor Vehicles (International Motor Insurance Card) Ordinance, 1953, is hereby repealed.

Citation.

4. This Ordinance may be cited as the Motor Vehicles (International Motor Insurance Card) Ordinance, 1974.

(*d*) No. XLV of 1972.

(*e*) Recueil d'Ordonnances Tome X, p. 377.

SCHEDULE

*The Motor Vehicles (International Motor Insurance Card) Regulations, 1974.**Validity of insurance card*

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

- (a) the motor vehicle specified in the card is brought into the Island during the period of validity so specified;
- (b) the application of the card in Great Britain is indicated thereon;
- (c) all relevant information provided for in the card has been inscribed therein;
- (d) the card has been duly signed by the visitor, by the insurer named in the card and, in the case of a hired motor vehicle, by every hiring visitor who is named in the card as the insured or user thereof; and
- (e) in the case of a card in the form of Part I of the Second Schedule to these Regulations, the card bears on page 1 thereof the name of the Foreign Bureau or the British Bureau, as the case may be, under whose authority the card was issued.

(2) The information required to be inscribed in paragraphs 2, 7 and 8 in the page of the card shown in the First Schedule to these Regulations and marked “original”, and in paragraphs 2, 3 and 8 on page 3 of the card in the form in the Second Schedule to these Regulations is:—

- (a) in the said paragraph 2, the name of the Foreign Bureau or the British Bureau, as the case may be, under whose authority the card was issued; and

- (b) in the said paragraph 3 or 7, the name and address of the insured visitor and of every person who is, as respects a hired motor vehicle, a hiring visitor; and
- (c) in the said paragraph 8, the name and address of the insurer authorised to issue the card by the Foreign Bureau or the British Bureau, as the case may be, and by whom the card was issued.

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

2. (1) As respects the use on a road of a motor vehicle specified in a valid insurance card, being used by the visitor to whom the card was issued, or by any hiring visitor named therein, or by any other person on the order or with the permission of the said visitor or of any such hiring 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 two following Regulations 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.

3. (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 section three of the Law and arising out of the use on a road of a motor vehicle specified in such a card by the visitor to whom it was issued, by any hiring visitor named therein, or by any other person on the order or with the permission of the said visitor or of any such hiring visitor, the person against whom the claim is made shall in lieu of making the statement and giving 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 (if any) and serial number shown in the card, the name of the Bureau under whose authority it was issued 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.

(3) Where owing to the presence on the road of a motor vehicle specified in an insurance card, an accident occurs involving personal injury to a person other than the driver of the vehicle, and by reason of section thirteen of the Law, as modified by paragraph (1) of this Regulation, the insurance card, together with a duplicate page, is produced to an officer of police or at the Police Station, that officer or an officer of police at the Station may detach the duplicate page from the card and arrange

for its retention for the purposes of recording or producing insurance particulars relating to the accident.

4. In any civil proceedings in respect of any such liability as is required to be covered by a policy of insurance under section three of the Law and arising out of the use on a road of a motor vehicle specified in a valid insurance card, the production of the duplicate page detached by an officer of police in pursuance of paragraph (3) of the last preceding Regulation shall be evidence that the person specified in the card as the insured has duly signed the form of authority specified in paragraph (3) on the middle page of the card shown in the First Schedule to these Regulations or specified in paragraph (4) on page 4 of the card when in the form in Part I of the Second Schedule to these Regulations unless the contrary is proved.

Production of insurance card on application for motor vehicle licence

5. Any visitor or hiring visitor applying for a licence under the Law entitled "Loi relative aux Automobiles" registered on the eleventh day of December, nineteen hundred and twenty-six, for a motor vehicle specified in a valid insurance card in which he is named as the insured may, during the period of validity specified in the card, in lieu of producing to the Board such evidence as is required by section four of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Ordinance, 1972, produce such a card to the Board.

Requirements in connection with duplicate pages

6. The Chief Officer of Police shall without charge:—

- (a) furnish to the Board, or the British Bureau on request or to an authorised insurer on request by the British Bureau any information relating to the contents of a duplicate page which may have been detached by an officer of police under paragraph (3) of Regulation 3 of these Regulations in connection with an accident; and
- (b) forward to the British Bureau or to an authorised insurer on request by the British Bureau any such duplicate page and the British Bureau or the authorised insurer, as the case may be, shall as soon as practicable, return the duplicate page to the Chief Officer of Police.

Special provision for motor vehicles from other parts of the British Islands.

7. In the case of a motor vehicle brought into the Island from any part of the British Islands outside the Island by a person making only a temporary stay in the Island—

- (a) a policy of insurance which complies with the provisions of any enactment for the time being in force in that part of the British Islands and corresponding to the provisions of the Law and which covers the driving of the motor vehicle in the Island; and
- (b) any certificate of insurance issued in pursuance of that enactment and any regulations made thereunder in respect of such a policy;

shall have effect as a policy of insurance or a certificate of insurance respectively for the purposes of the Law and of the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Ordinance, 1972.

Interpretation

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

“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 Aldermar House, Queen Street, London, E.C.4;

“Chief Officer of Police” means the Chief Officer of the salaried police force of the Island;

“Foreign Bureau” means a central organisation set up by motor insurers in any country outside the British Islands 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;

“hired motor vehicle” means a motor vehicle which is:—

(a) designed for private use and with seats for not more than eight persons excluding the driver,

(b) specified in an insurance card,

(c) last brought into the Island by a person making only a temporary stay therein, and

(d) owned and let for hire by a person whose business includes the letting of vehicles for hire and whose principal place of business is outside the Island;

“hiring visitor” means a person to whom a hired motor vehicle is let on hire, who is making only a temporary stay in the Island and is named as the insured or user of that vehicle in the insurance card in which that vehicle is specified;

“insurance card” means an international motor insurance card issued under the authority of a Foreign Bureau or of the British Bureau which is green in colour and—

(a) comprises two pages either in English or a foreign language containing the particulars specified in the page marked “original” and in the middle page set out in Part I of the First Schedule to these Regulations and which in the case of each entry into the Island from a country outside thereof of the motor vehicle specified in the card during the period of validity so specified has attached thereto one or more pages green in colour and, either in English or a foreign language, containing the particulars specified in Part II of the said Schedule, each of which said pages is in these Regulations referred to as a “duplicate page”; or

(b) until the thirty-first day of December, nineteen hundred and seventy-seven, is either in English or a foreign language in the form specified in Part I of the Second Schedule to these Regulations and which in the case of each entry into the Island from a country outside thereof of the motor vehicle specified in the card during the period of validity so specified has attached

thereto one or more pages green in colour and, either in English or a foreign language, in the form specified in Part II of the said Schedule, each of which said pages is in these Regulations referred to as a "duplicate page";

"the Island" means the Island of Guernsey;

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

"officer of police" means a member of the salaried police force of the Island;

"trade licence" has the same meaning as the expression "Licence de Commerçant" has in the Law entitled "Loi relative aux Automobiles" registered on the eleventh day of December, nineteen hundred and twenty-six;

"visitor" means a person bringing a motor vehicle into the Island, making only a temporary stay therein and named in an insurance card as the insured or user of the vehicle, and includes a hiring visitor who brings a hired motor vehicle into the Island, but no other hiring visitor;

and any other expressions have the same meanings as in the Law.

(2) Except where the context otherwise requires, any reference in these Regulations to any enactment shall be construed as including a reference to that enactment as amended, repealed or replaced by or under any other enactment including this Ordinance.

FIRST SCHEDULE I (see Regulation 8)

PART I

PARTICULARS TO BE SHOWN IN PAGES OF INSURANCE CARD

ORIGINAL

1. INTERNATIONAL MOTOR INSURANCE CARD
2. ISSUED UNDER THE AUTHORITY OF (NATIONAL INSURERS' BUREAU)

<p>3. VALID</p> <table style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td colspan="3" style="text-align: center; border-bottom: 1px solid black;">FROM</td> <td colspan="3" style="text-align: center; border-bottom: 1px solid black;">TO</td> </tr> <tr> <td style="text-align: center; border-bottom: 1px solid black;">Day</td> <td style="text-align: center; border-bottom: 1px solid black;">Month</td> <td style="text-align: center; border-bottom: 1px solid black;">Year</td> <td style="text-align: center; border-bottom: 1px solid black;">Day</td> <td style="text-align: center; border-bottom: 1px solid black;">Month</td> <td style="text-align: center; border-bottom: 1px solid black;">Year</td> </tr> <tr> <td style="border: 1px solid black; height: 30px;"></td> </tr> </table> <p style="text-align: center; margin-top: 5px;">(Both Dates Inclusive)</p>	FROM			TO			Day	Month	Year	Day	Month	Year							<p>4. Serial and Policy Numbers</p>
FROM			TO																
Day	Month	Year	Day	Month	Year														

<p>5. Registration Number (or if none) Chassis or engine number</p>	<p>6. Category and make of Vehicle *</p>
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Cancel (Country inapplicable)								A	B	L	NL	CH	CS	D	DK	N	S	SF	E	F	GB
GR	H	I	IL	IRL	IS	MA	P	PL	R	TN	TR	YU									

7. Name and Address of Insured (or User of the vehicle)

<p>8. This Card has been Issued by: (Name and address of Insurer)</p>	<p>9. Signature of Insurer</p>
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* For details of Letter-Code for Category of Vehicle, see middle page.

middle page

INTERNATIONAL MOTOR INSURANCE CARD
CARTE INTERNATIONALE D'ASSURANCE AUTOMOBILE

(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. 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.

(3) I, the within-mentioned insured, hereby authorise the Motor Insurers' Bureau 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).

(4) Signature of the Insured.

(5) For visitors to Great Britain and Northern Ireland only.
Signature of any other persons who may use the vehicle.

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

Cards applicable to the following countries must contain detachable copies of the form on the preceding page:

Great Britain & Northern Ireland
Switzerland

* CATEGORY OF VEHICLE (CODE)

A. CAR	C. LORRY OR TRACTOR	E. BUS
B. MOTORCYCLE	D. CYCLE FITTED WITH AUXILIARY ENGINE	F. TRAILER

PART II

PARTICULARS TO BE SHOWN IN DUPLICATE PAGE

DUPLICATE

1. INTERNATIONAL MOTOR INSURANCE CARD
2. ISSUED UNDER THE AUTHORITY OF (NATIONAL INSURERS' BUREAU)

<p>3. VALID</p> <table style="width: 100%; border-collapse: collapse; margin-left: 20px;"> <tr> <td colspan="3" style="text-align: center;">FROM</td> <td colspan="3" style="text-align: center;">TO</td> </tr> <tr> <td style="text-align: center;">Day</td> <td style="text-align: center;">Month</td> <td style="text-align: center;">Year</td> <td style="text-align: center;">Day</td> <td style="text-align: center;">Month</td> <td style="text-align: center;">Year</td> </tr> <tr> <td style="border: 1px solid black; height: 30px;"></td> </tr> </table> <p style="text-align: center; margin-top: 5px;">(Both Dates Inclusive)</p>	FROM			TO			Day	Month	Year	Day	Month	Year							<p>4. Serial and Policy Numbers</p>																																
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Day	Month	Year	Day	Month	Year																																														
<p>5. Registration Number (or if none) Chassis or engine number</p>	<p>6. Category and make of Vehicle *</p>																																																		
<table border="1" style="width: 100%; border-collapse: collapse; font-size: small;"> <tr> <td colspan="10">Cancel (Country inapplicable)</td> <td>A</td> <td>B</td> <td>L</td> <td>NL</td> <td>CH</td> <td>CS</td> <td>D</td> <td>DK</td> <td>N</td> <td>S</td> <td>SF</td> <td>E</td> <td>F</td> <td>GB</td> </tr> <tr> <td>GR</td> <td>H</td> <td>I</td> <td>IL</td> <td>IRL</td> <td>IS</td> <td>MA</td> <td>P</td> <td>PL</td> <td>R</td> <td>TN</td> <td>TR</td> <td>YU</td> <td></td> </tr> </table>		Cancel (Country inapplicable)										A	B	L	NL	CH	CS	D	DK	N	S	SF	E	F	GB	GR	H	I	IL	IRL	IS	MA	P	PL	R	TN	TR	YU													
Cancel (Country inapplicable)										A	B	L	NL	CH	CS	D	DK	N	S	SF	E	F	GB																												
GR	H	I	IL	IRL	IS	MA	P	PL	R	TN	TR	YU																																							
<p>7. Name and Address of Insured (or User of the vehicle)</p>																																																			
<p>8. This Card has been Issued by: (Name and address of Insurer)</p>	<p>9. Signature of Insurer</p>																																																		

* For details of Letter-Code for Category of Vehicle, see middle page.

SECOND SCHEDULE (see Regulation 8)

(In this Schedule, references to the Convention of 1949 are references to the Convention on Road Traffic concluded at Geneva in the year 1949.)

PART I

Alternative form of insurance card until 31st December, 1977.

PAGE 1

INTERNATIONAL MOTOR INSURANCE CARD
CARTE INTERNATIONALE D'ASSURANCE AUTOMOBILE

Issued under the Authority of

By

(This page may contain Notes by the Insurer for the information of the Insured)

PAGE 3

ORIGINAL

Not to be Detached

1. INTERNATIONAL MOTOR INSURANCE CARD
2. ISSUED UNDER THE AUTHORITY OF

No.

3. NAME AND ADDRESS OF INSURED (or user of the vehicle)

4.	VALID
FROM	TO
Day Month Year	Day Month Year
(Both dates inclusive)	

5. CATEGORY AND MAKE OF VEHICLE	6. (IF NO REGISTRATION NUMBER) Registration Number or Chassis Number	7. POLICY NUMBER
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↓ 8. THIS CARD HAS BEEN ISSUED BY: 9. SIGNATURE OF INSURER
(Name and address of insurer)

CATEGORY OF VEHICLE (Code)	(CANCEL COUNTRY INAPPLICABLE)
A CAR	D CYCLE FITTED WITH AUXILIARY ENGINE
B MOTOR CYCLE	E BUS
C LORRY OR TRACTOR	F TRAILER

(Print here the Distinguishing Signs, according to the Convention of 1949, of the countries participating in the International Motor Insurance Card System on the first day mentioned in paragraph 4 above.)

PAGE 4

(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 Motor Insurers' Bureau 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

(6) For visitors to Great Britain and Northern Ireland only.
Signature of any other persons who may use the vehicle.

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

Cards applicable to the following countries must contain detachable copies of the form on the preceding page:—

Great Britain & Northern Ireland
Switzerland

LAST PAGE

Note to the Insured

In regard to (a) damage to the insured vehicle, however caused; (b) personal injuries sustained by the Insured; the Bureau of the country visited should not be approached but notification should be given (unless otherwise instructed by the Insurer) direct to the Insurer.

NAMES AND ADDRESSES OF BUREAUX

(Print here the Distinguishing Sign of each country where the International Motor Insurance Card System is in force at the time of issue of this card, and opposite the signs the names and postal addresses of the Bureaux)

PART II

Alternative Form of Duplicate page until 31st December, 1977.
(DUPLICATE)

1. INTERNATIONAL MOTOR INSURANCE CARD
2. ISSUED UNDER THE AUTHORITY OF

No.

3. NAME AND ADDRESS OF INSURED (or user of the vehicle)

FROM	VALID	TO
Day Month Year	Day Month Year	Day Month Year
(Both dates inclusive)		

5. CATEGORY AND MAKE OF VEHICLE	6. REGISTRATION NUMBER (IF NO REGISTRATION NUMBER) Chassis Number or Engine Number
	7. POLICY NUMBER

➔ 8. THIS CARD HAS BEEN ISSUED BY: (Name and address of insurer) 9. SIGNATURE OF INSURER

CATEGORY OF VEHICLE (Code) A CAR D CYCLE FITTED WITH AUXILIARY ENGINE B MOTOR CYCLE E BUS C LORRY OR TRACTOR F TRAILER	(CANCEL COUNTRY INAPPLICABLE) (Print here the Distinguishing Signs, according to the Convention of 1949, of the countries participating in the International Motor Insurance Card System on the first day mentioned in paragraph 4 above.)
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R. H. VIDELO,
Her Majesty's Greffier.