



GUERNSEY STATUTORY INSTRUMENT

2019 No. 108

**The States Reform (Performance of Functions)
(Public Transport) Regulations, 2019**

<i>Made by the Committee for Home Affairs</i>	14 th October, 2019
<i>Made by the Committee for the Environment & Infrastructure</i>	24 th October, 2019
<i>Coming into operation</i>	4 th November, 2019
<i>Laid before the States</i>	, 2019

THE COMMITTEE FOR HOME AFFAIRS and THE COMMITTEE FOR THE ENVIRONMENT & INFRASTRUCTURE, in exercise of the powers conferred on them by sections 3(1) and 4 of the States (Reform) (Guernsey) Law, 2015^a, and all other powers enabling them in that behalf, hereby make the following Regulations:-

Performance of functions relating to public transport.

1. (1) Pursuant to an arrangement under section 3 of the States (Reform) (Guernsey) Law, 2015 ("**the Law**"), the functions of the Committee for Home Affairs ("**Home Affairs**") under the Public Transport Ordinance, 1986^b ("**the Ordinance**") shall be performed by the Committee for the Environment &

^a Order in Council No. XVII of 2015.

^b Recueil d'Ordonnances Tome XXIII, p. 351; amended by Ordres en Conseil Vol. XXXI, p. 278; Recueil d'Ordonnances Tome XXIV, pp. 103 and 265; Tome XXV, p. 211; Tome XXVI, pp. 152 and 370; Ordinance Nos. VI and XXI of 2001; No. XXXIII of 2003; Nos. VII and LIII of 2008; No. XLIII of 2013; Nos. IX and XXIV of 2016; No. XLI of 2017; No. VII of 2019; G.S.I. No. 10 of 2013; No. 40 of 2017.

Infrastructure ("**Environment & Infrastructure**") acting as the Passenger Transport Licensing Authority.

- (2) While such arrangement subsists –
 - (a) Home Affairs is not empowered to perform the said functions, and
 - (b) section 2 of the Ordinance shall be of no effect.

Citation and commencement.

2. These Regulations may be cited as the States Reform (Performance of Functions) (Public Transport) Regulations, 2019 and shall come into force on the 4th November, 2019.

Dated this 14th day of October, 2019



M. M. LOWE

President of the Committee for Home Affairs
For and on behalf of the Committee

Dated this 24th day of October, 2019



B. L. BREHAUT

President of the Committee for the Environment & Infrastructure
For and on behalf of the Committee

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision, for the purpose of section 3 of the States Reform (Guernsey) Law, 2015, for the functions of the Committee for Home Affairs ("Home Affairs") under the Public Transport Ordinance 1986 to be exercised by the Committee for the Environment & Infrastructure acting as the Passenger Transport Licensing Authority ("Environment & Infrastructure"). This applies to section 10(1)(a)(v) which requires, as a condition of the issue of a public service vehicle licence, that the vehicle has been examined and granted a certificate of fitness: this examination will henceforth be carried out by Environment & Infrastructure rather than Home Affairs. The Regulations also consequentially suspend the effect of section 2 of the Ordinance which requires Home Affairs to give its views on road service licence applications – the functions will now all be vested in Environment & Infrastructure and so section 2 is otiose while the arrangement is in force.

These Regulations come into force on the 4th day of November, 2019.