



TRINIDAD AND TOBAGO

No. 33—1948.

[L.S.]

I ASSENT

J. V. W. SHAW,
Governor.

16th December, 1948.

AN ORDINANCE to amend the Motor Vehicles and Road
Traffic Ordinance, Ch. 16. No. 3.

[23rd December, 1948.]

Commence-
ment.

E NACTED by the Governor of Trinidad and Tobago with the advice and consent of the Legislative Council thereof. Enactment.

1. This Ordinance may be cited as the Motor Vehicles and Road Traffic (Amendment) Ordinance, 1948, and shall be read as one with the Motor Vehicles and Road Traffic Ordinance, Ch. 16. No. 3, as from time to time amended, which Ordinance as so amended is hereinafter referred to as the Principal Ordinance. Short title.

Section 2 of
Principal Ordinance amended.

2. Section 2 of the Principal Ordinance is hereby amended—

(a) by substituting the following definition for the definition of "goods vehicle" :—

" 'goods vehicle' means a motor vehicle which is used or intended to be used for, or which is so constructed as to show that its primary purpose is the carriage or haulage of goods, merchandise or other loads ; "

(b) by inserting in the definition of the word " vehicle " the word " tramcars " between the words " includes " and " carriages " which appear therein ;

(c) by adding thereto the following definitions in their appropriate places in the section :—

" ' agricultural tractor ' means a tractor used exclusively for agricultural purposes under the authority of a licence issued by the Licensing Authority under this Ordinance ;

' agricultural trailer ' means a trailer used exclusively for agricultural purposes under the authority of a licence issued by the Licensing Authority under this Ordinance ;

' indivisible load ' means a load which cannot without undue expense or risk of damage be divided into two or more loads for the purpose of conveyance on a road ;

' pole trailer ' means a trailer so designed that an indivisible load placed thereon will be supported at its front end by the body or chassis of the towing vehicle and at its rear end by the body or chassis of the trailer ;

' semi-trailer ' means any trailer which is so designed that when operated the forward part of its body or chassis rests upon the body or chassis of the towing vehicle ; "

Section 12 of
Principal Ordinance repealed
and replaced.

3. Section 12 of the Principal Ordinance is hereby repealed and replaced by the following section :—

" Restrictions
on licensing of
certain motor
vehicles and
trailers.

12. (1) Save as hereinafter in this section provided—

(a) no motor vehicle exceeding the maximum gross weight of ten tons ;

(b) no trailer exceeding the maximum gross weight of eight tons ;

(c) no motor vehicle or trailer all the wheels of which are not fitted with pneumatic tyres ; shall be used upon any road, and no licence or permit shall be issued in respect thereof.

(2) The Licensing Authority may, on the recommendation of the Board and with the approval of the Director of Works and Hydraulics, by notice published in the *Royal Gazette* authorise the use on roads, subject to such restrictions and conditions and the payment of such licence fees as may be specified in the notice, of special types of motor vehicles or trailers which are constructed for special purposes or do not comply with the provisions of this section or of regulations made under section 77 of this Ordinance : Provided that nothing contained in this subsection shall be deemed to prohibit any authority responsible for the maintenance of any road or other person from recovering any extraordinary expense incurred in respect of any such road by reason of such use.

(3) The Director of Works and Hydraulics may grant a special permit to the owner of a tractor, goods vehicle or trailer for conveying an indivisible load of heavy machinery or other articles in excess of the maximum gross weight of ten tons in the case of a motor vehicle and of eight tons in the case of a trailer, subject to such conditions as may be specified in the permit and on payment of a special fee calculated at the rate of twelve cents per mile or part thereof to be travelled for each ton or part thereof of the gross weight to be transported in excess of the maximum gross weight for which such tractor, goods vehicle or trailer is licensed.

(4) The Director of Works and Hydraulics may grant a special permit to the owner of any machine used for industrial purposes to enable such machine to be moved from one place to another, subject to such conditions as may be specified in the permit, and on payment of a special fee calculated at the rate of six cents per mile or part thereof to be travelled for each ton or part thereof of the gross weight to be transported : Provided that the Director of Works and

Hydraulics may reduce by not more than fifty per cent. the special fee payable under this subsection when the permit is granted in respect of a machine which is fitted entirely with pneumatic tyres.

(5) Notwithstanding the issue of a permit under subsection (3) or (4) of this section, no fee shall be payable in respect of road rollers nor in respect of motor vehicles using only roads which are not maintained at the public expense, nor in any case in which the distance travelled along a public road does not exceed one half of a mile.

(6) Any person to whom a permit has been granted under this section who fails to observe any of the conditions specified in such permit shall be liable to a fine of forty-eight dollars, and, in addition, he shall be liable for any damages occasioned by his neglect or failure to observe any of such conditions."

Section 14 (3)
of Principal
Ordinance
repealed.

4. Subsection (3) of section 14 of the Principal Ordinance is hereby repealed.

New subsection
added to
section 19 of
Principal
Ordinance.

5. The following subsection is hereby inserted in section 19 of the Principal Ordinance immediately after subsection (2) :—

"(2A) The Licensing Authority may exempt from payment of licence fees or duties any agricultural tractor used solely for the purposes of cultivation excluding haulage, and any vehicle which, in the opinion of the Licensing Authority, is so constructed as to show that its primary purpose is for use in agriculture or industry : Provided that any vehicle so exempted shall not be used on roads except within the limits of a single property and subject to such conditions as may be specified in the instrument of exemption."

Section 30 (3)
of Principal
Ordinance
amended.

6. Subsection (3) of Section 30 of the Principal Ordinance is hereby amended by adding the following proviso at the end thereof—

"Provided that where the applicant desires permission to drive an agricultural tractor only such test shall be restricted to the driving of an agricultural tractor and to questions affecting such driving and shall not include questions affecting the driving of motor vehicles generally."

7. Subsection (2) of section 33 of the Principal Ordinance is hereby amended by substituting the following paragraphs for paragraph (d) thereof :—

Section 33 (2) of Principal Ordinance amended.

“(d) agricultural tractors ;

(e) motor vehicles other than those in classes (a), (b), (c) and (d).”

8. Section 34 of the Principal Ordinance is hereby repealed and replaced by the following section :—

Section 34 of Principal Ordinance repealed and replaced.

“ Restrictions on driving permits for certain vehicles.

34. No driving permit shall be issued or endorsed as valid for a public service vehicle or for a goods vehicle exceeding the maximum gross weight of five thousand six hundred pounds to an applicant who is under the age of twenty-one years nor for any such goods vehicle or for a public service vehicle unless the applicant has driven a motor vehicle other than a motor cycle regularly during the preceding twelve months.”

9. Subsection (4) of section 44 of the Principal Ordinance is hereby amended by substituting the word “Hydraulics” for the word “Transport”.

Section 44 of Principal Ordinance amended.

10. Section 49 of the Principal Ordinance is hereby amended by deleting therefrom the word “motor” wherever it occurs.

Section 49 of Principal Ordinance amended

11. Subsection (2) of section 75 of the Principal Ordinance is hereby amended by substituting the word “Hydraulics” for the word “Transport”.

Section 75 (2) of Principal Ordinance amended.

12. The First Schedule to the Principal Ordinance is hereby amended—

First Schedule to Principal Ordinance amended.

(a) by substituting the following paragraphs for paragraphs (1), (2), (3), (4) and (13) respectively :—

“(1) Motor cycle \$4.80

Fitted with sidecar or other contrivance capable of carrying goods or persons when not used for commercial purposes \$7.20

Fitted with sidecar or other contrivance capable of carrying goods or persons when used for commercial purposes \$12.00

(2) Private Motor Car and Hiring
Car or Taxi :

Exceeding	Not exceeding	Private car	Hiring car or taxi
—	1,600 lbs. tare	\$15 00	\$29 00
1,600 lbs. tare	2,100 "	21 00	36 00
2,100 "	2,600 "	27 00	43 00
2,600 "	3,100 "	33 00	50 00
3,100 "	3,600 "	39 00	58 00
3,600 "	4,100 "	58 00	77 00
4,100 "	4,600 "	70 00	90 00
4,600 "	5,100 "	85 00	105 00
5,100 "	5,600 "	100 00	125 00
5,600 "	6,100 "	125 00	150 00
6,100 "	—	150 00	175 00

(3) Agricultural Tractors ... \$6.00

(4) Other vehicles :

Max. Gross Weight		Motor Bus		Goods Vehicles		Trailer	Agri- cultural trailer
Exceeding lbs.	Not exceeding lbs.	Petrol	Other than Petrol	Petrol	Other than Petrol		
—	2,240	\$ 60 00	\$252 00	\$ 36 00	\$164 00	\$12 00	25% of the rate for trailer
2,240	3,360	60 00	260 00	42 00	175 00	14 00	
3,360	4,480	60 00	267 00	48 00	186 00	16 00	
4,480	5,600	66 00	282 00	54 00	198 00	18 00	
5,600	6,720	73 00	297 00	61 00	210 00	20 00	
6,720	7 840	81 00	315 00	70 00	226 00	24 00	
7,840	8,960	91 00	336 00	83 00	246 00	28 00	
8,960	10,080	104 00	361 00	100 00	271 00	34 00	
10,080	11,200	120 00	390 00	120 00	300 00	40 00	
11,200	12,320	140 00	420 00	140 00	330 00	47 00	
12,320	13,440	160 00	450 00	160 00	360 00	54 00	
13,440	14,560	180 00	480 00	180 00	390 00	60 00	
14,560	15,680	200 00	510 00	200 00	420 00	67 00	
15,680	16,800	220 00	540 00	220 00	450 00	74 00	
16,800	17,920	240 00	570 00	240 00	480 00	80 00	
17,920	19,040	260 00	600 00	260 00	510 00	87 00	
19,040	20,160	280 00	630 00	280 00	540 00	—	
20,160	21,280	300 00	660 00	300 00	570 00	—	
21,280	22,400	320 00	690 00	320 00	600 00	—	

(13) Annual inspection—

of trailer ... \$1.20

of motor vehicle ... \$4.80

Provided that no inspection fee
shall be payable in respect of
an agricultural tractor or agri-
cultural trailer :

Provided further that for the first inspection of a new car which is to be used as a hiring car in the condition in which it was imported and unaltered, the fee shall be \$1.20 ;

(b) by adding the following paragraph immediately after paragraph (16) :—

“(17) The towing unit of a semi-trailer or pole trailer shall be licensed for its maximum gross weight. Any semi-trailer partially super-imposed on the drawing vehicle and any pole trailer shall be licensed for that portion of its tare and load which is not imposed on the towing vehicle.”

Passed in Council this 26th day of November, in the year of Our Lord one thousand nine hundred and forty-eight.

J. L. SUPERVILLE,
Clerk of the Council.