

No. 86.

THE MOTOR VEHICLES AND ROAD TRAFFIC LAW, 1954.

REGULATIONS MADE UNDER SECTION 3.

Amended 57/551.

In exercise of the powers vested in him by section 3 of the Motor Vehicles and Road Traffic Law, 1954, His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the following Regulations :—

1. These Regulations may be cited as the Motor Vehicles (Drivers Hours of Work) Regulations, 1955.

2. In these Regulations, unless the context otherwise requires—

“motor vehicle” means a public service motor vehicle or a motor lorry or other motor vehicle designed or used for the carriage of goods.

3.—(1) No person shall drive or cause or permit any driver employed by him, or subject to his orders, to drive a motor vehicle—

(a) for any continuous period of more than five hours and one half ; or

(b) for continuous periods amounting in the aggregate to more than eleven hours in any period of twenty-four hours commencing two hours after midnight ; or

(c) so that the driver has not at least ten consecutive hours for rest in any period of twenty-four hours calculated from the commencement of any period of driving :

Provided that it shall be a sufficient compliance with the provisions of sub-paragraph (c) if the driver has at least nine consecutive hours for rest in any such period of twenty-four hours provided that he has an interval of at least twelve consecutive hours for rest in the next following period of twenty-four hours.

(2) For the purposes of this Regulation—

(a) any two or more periods of time shall be deemed to be a continuous period unless separated by an interval of not less than half an hour in which the driver is able to obtain rest and refreshment ;

(b) any time spent by a driver on any work in connection with a motor vehicle or the load carried thereby, including, in the case of a motor vehicle for carrying passengers and their effects for hire or reward, any time spent on a motor vehicle while on a journey in any other capacity than as a passenger shall be reckoned as time spent in driving ;

(c) in the case of a motor vehicle which is being used in the course of operations of agriculture or forestry a person shall not be deemed to be driving the motor vehicle or to be spending time on work in connection with the motor vehicle or the load carried thereby so long as the motor vehicle is elsewhere than on a road.

4.—(1) Every driver of a motor vehicle shall keep and carry with him current records showing the time at which he commenced and ceased work and particulars of intervals of rest allowed to him. The Commissioner of Labour may direct that drivers of motor vehicles shall make such other entries as he may direct by a notice in the *Gazette*.

(2) Any such driver shall, on being so required by an Inspector of the Department of Labour, ~~or any police officer specially authorized by the Commissioner of Police in this respect,~~ produce his records for examination.

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5. The Commissioner of Labour may require from any person to whom these Regulations apply or from his employer the production of a declaration in writing showing the actual hours of work and the periods of rest during each day or week in respect of any such person.