

No. 719.

THE MOTOR VEHICLES (THIRD PARTY INSURANCE)

LAW, 1954.

LAW 62 OF 1954.

REGULATIONS MADE UNDER SECTION 18.

In exercise of the powers vested in him by section 18 of the Motor Vehicles (Third Party Insurance) Law, 1954, His Excellency the Governor, with the advice of the Executive Council, has been pleased to make the following Regulations :—

PART I.

1. These Regulations may be cited as the Motor Vehicles (Third Party Insurance) Regulations, 1956.

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

“ the Law ” means the Motor Vehicles (Third Party Insurance) Law, 1954, and includes any Law amending or substituted for the same; 62 of 1954.

“ owner ”, in relation to a motor vehicle which is the subject of a hire purchase agreement, means the person in possession of the motor vehicle under that agreement ;

“ policy ” means such policy of insurance in respect of third party risks arising out of the use of motor vehicles as complies with the requirements of the Law and includes a covering note ;

“ Registrar ” means the Registrar of Motor Vehicles appointed in this respect by the Governor.

3.—(1) An insurer shall issue to every holder of a policy other than a covering note issued by the insurer :—

(a) in the case of a policy relating to a specified motor vehicle or to specified motor vehicles, a certificate of insurance in the Form A set out in the Schedule to these Regulations in respect of each such vehicle ; Form A.

(b) in the case of a policy not relating to any specified motor vehicle or motor vehicles, such number of certificates in the Form B set out in the Schedule to these Regulations as may be necessary to enable the requirements of sub-section (1) of section 7 of the Law and of these Regulations, as to the production of evidence that a motor vehicle is not being driven in contravention of section 3 of the Law, to be complied with. Form B.

(2) Every policy in the form of a covering note issued by an insurer shall have printed thereon or on the back thereof a certificate of insurance in the Form C set out in the Schedule to these Regulations. Form C.

4.—(1) Every certificate of insurance shall be duly authenticated by or on behalf of the insurer by whom it is issued.

(2) The certificate aforesaid shall be issued not later than four days after the date on which the policy is issued or renewed.

5. Where under the terms of a policy relating to a specified motor vehicle the holder is entitled to drive any other motor vehicle than that specified without contravention of section 3 of the Law, the insurer by whom the policy was issued may, and shall on demand being made to him by the holder, issue to the holder a further certificate of insurance in Form A or B set out in the Schedule to these Regulations, Form A.
Form B.

6. The following evidence that a motor vehicle is not being driven in contravention of section 3 of the Law may be produced by the driver of such motor vehicle on the request of a police officer in pursuance of section 7 of the Law as an alternative to the production of a certificate of insurance :—

- (1) in the case of a motor vehicle owned by the Government, a certificate to that effect signed by the Registrar of Motor Vehicles or by some other officer authorized by him in that behalf ;
- (2) in the case of a motor vehicle owned by Her Majesty's Government in the United Kingdom, a certificate to that effect signed by some person authorized to sign such a certificate ;
- (3) in the case of a motor vehicle which is being driven for police purposes by or under the direction of a police officer of or above the rank of Inspector as defined in the Police Law, a certificate to that effect signed by such a police officer ;
- (4) in the case of any person who, or member of a class of persons which, has been declared by the Governor-in-Council to be exempted from the provisions of the Law, or in the case of any motor vehicle which has been, or is of a type of motor vehicle which has been, declared by the Governor-in-Council to be exempted from the provisions of the Law, such evidence to that effect as may be appropriate in the circumstances of the case.

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24 of 1953
31 of 1954
21 of 1955
39 of 1955
48 of 1955.

7.—(1) Every certificate of insurance issued in pursuance of the Law shall be printed and completed in black on white paper or similar material.

(2) No such certificate shall contain any advertising matter either on the face or on the back thereof :

Provided that the name and address of an insurer by whom a certificate is issued or a reproduction of the seal of the insurer or any monogram or similar device of the insurer or the name and address of an insurance broker shall not be deemed to be advertising matter for the purposes of this Regulation if it is printed or stamped at the foot or on the back of such certificate.

8. Any person applying for a licence of a motor vehicle under any Regulations in force for the time being in this respect shall produce to the Registrar or licensing authority any necessary certificate of insurance indicating that on the date when the licence comes into operation there will be in force a policy in relation to the user of the motor vehicle by the applicant or by other persons on his order or with his permission :

Provided that there may be produced in lieu thereof a certificate or evidence of the kind specified in sub-paragraph (1), (2), (3) or (4) of Regulation 6.

9.—(1) Every insurer by whom a policy is issued shall keep a record of the following particulars relative thereto and of any certificates of insurance issued in connection therewith :—

- (a) full name and address of the person to whom the policy or certificate of insurance is issued ;
 - (b) in the case of a policy relating to a specified motor vehicle or to specified motor vehicles, the index mark and registration number of each such motor vehicle ;
 - (c) the date on which the policy comes into force and the date on which it expires ;
 - (d) the conditions subject to which the persons or classes of persons specified in the policy will be indemnified,
- and every such record shall be preserved for one year from the date of expiry of the policy.