

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 4317 of 24 November, 2016

LEGAL NOTICE NO. 229 OF 2016.

TRAFFIC ACT 2005

INTERPRETATION AND GENERAL CLAUSES ACT

**TRAFFIC (LICENSING AND REGISTRATION) (AMENDMENT No.
2) REGULATIONS 2016**

In exercise of the powers conferred upon it by section 61 of the Traffic Act 2005, section 23(g)(ii) of the Interpretation and General Clauses Act, and all other enabling powers, and for the purposes of transposing into the law of Gibraltar Commission Directive (EU) 2015/653 of 24 April 2015 amending Directive 2006/126/EC of the European Parliament and of the Council on driving licences, the Government has made the following Regulations–

Title.

1. These Regulations may be cited as the Traffic (Licensing and Registration) (Amendment No.2) Regulations 2016.

Commencement.

2. These Regulations come into operation on 1 January 2017.

Amendment of the Traffic (Licensing and Registration) Regulations.

3.(1) The Traffic (Licensing and Registration) Regulations are amended in accordance with the provisions of these Regulations.

(2) In Schedule 4C for point 12 of paragraph 3(d) substitute–

“(12) additional information /restriction(s), in code form, facing the category affected.

The codes shall be as follows:

- codes 01 to 99: harmonised European Union codes

DRIVER (medical reasons)

01. Sight correction and/or protection

01.01. Glasses

01.02. Contact lens(es)

01.05. Eye cover

01.06. Glasses or contact lenses

01.07. Specific optical aid

02. Hearing aid/communication aid

03. Prosthesis/orthosis for the limbs

03.01. Upper limb prosthesis/orthosis

03.02. Lower limb prosthesis/orthosis

VEHICLE ADAPTATIONS

10. Modified transmission

10.02. Automatic selection of gear ratio

10.04. Adapted transmission control device

15. Modified clutch

15.01. Adapted clutch pedal

15.02. Hand operated clutch

15.03. Automatic clutch

15.04. Measure to prevent obstruction or actuation of clutch pedal

20. Modified braking systems

- 20.01. Adapted brake pedal
- 20.03. Brake pedal suitable for use by left foot
- 20.04. Sliding brake pedal
- 20.05. Tilted brake pedal
- 20.06. Hand operated brake
- 20.07. Brake operation with maximum force of ... N
(*) (for example: "20.07(300N)")
- 20.09. Adapted parking brake
- 20.12. Measure to prevent obstruction or actuation of
brake pedal
- 20.13. Knee operated brake
- 20.14. Brake system operation supported by external
force

25. Modified accelerator system

- 25.01. Adapted accelerator pedal
- 25.03. Tilted accelerator pedal
- 25.04. Hand operated accelerator
- 25.05. Knee operated accelerator
- 25.06. Accelerator operation supported by external
force
- 25.08. Accelerator pedal on the left
- 25.09. Measure to prevent obstruction or actuation of
accelerator pedal

31. Pedal adaptations and pedal safeguards

- 31.01. Extra set of parallel pedals
- 31.02. Pedals at (or almost at) the same level
- 31.03. Measure to prevent obstruction or actuation of accelerator and brake pedals when pedals not operated by foot
- 31.04. Raised floor
- 32. Combined service brake and accelerator systems
 - 32.01. Accelerator and service brake as combined system operated by one hand
 - 32.02. Accelerator and service brake as combined system operated by external force
- 33. Combined service brake, accelerator and steering systems
 - 33.01. Accelerator, service brake and steering as combined system operation by external force with one hand
 - 33.02. Accelerator, service brake and steering as combined system operation by external force with two hands
- 35. Modified control layouts (lights switches, windscreen wiper/washer, horn, direction indicators, etc.)
 - 35.02. Control devices operable without releasing the steering device
 - 35.03. Control devices operable without releasing the steering device with the left hand
 - 35.04. Control devices operable without releasing the steering device with the right hand
 - 35.05. Control devices operable without releasing the steering device and the accelerator and braking mechanisms

40. Modified steering

40.01. Steering with maximum operation force of ...
N (*) (for example "40.01(140N)")

40.05. Adapted steering wheel (larger/thicker steering
wheel section, reduced diameter, etc.)

40.06. Adapted position of steering wheel

40.09. Foot operated steering

40.11. Assistive device at steering wheel

40.14. One hand/arm operated alternative adapted
steering system

40.15. Two hand/arm operated alternative adapted
steering system

42. Modified rear/side view devices

42.01. Adapted device for rear view

42.03. Additional inside device permitting side view

42.05. Blind spot viewing device

43. Driver seating position

43.01. Driver seat height for normal view and in
normal distance from the steering wheel and the
pedals

43.02. Driver seat adapted to body shape

43.03. Driver seat with lateral support for good
stability

43.04. Driver seat with armrest

43.06. Seat belt adaptation

- 43.07. Seat belt type with support for good stability
- 44. Modifications to motorcycles (sub-code use obligatory)
 - 44.01. Single operated brake
 - 44.02. Adapted front wheel brake
 - 44.03. Adapted rear wheel brake
 - 44.04. Adapted accelerator
 - 44.08. Seat height allowing the driver, in sitting position, to have two feet on the surface at the same time and balance the motorcycle during stopping and standing.
 - 44.09. Maximum operation force of front wheel brake ... N (*) (for example "44.09(140N)")
 - 44.10. Maximum operation force of rear wheel brake ... N (*) (for example "44.10(240N)")
 - 44.11. Adapted foot-rest
 - 44.12. Adapted hand grip
- 45. Motorcycle with side-car only
- 46. Tricycles only
- 47. Restricted to vehicles of more than two wheels not requiring balance by the driver for starting, stopping and standing
- 50. Restricted to a specific vehicle/chassis number (vehicle identification number, VIN)

Letters used in combination with codes 01 to 44 for further specification:

a left

b right

c hand

d foot

e middle

f arm

g thumb

LIMITED USE CODES

61. Limited to day time journeys (for example: one hour after sunrise and one hour before sunset)
62. Limited to journeys within a radius of ... km from holder's place of residence or only inside city/region
63. Driving without passengers
64. Limited to journeys with a speed not greater than ... km/h
65. Driving authorised solely when accompanied by a holder of a driving licence of at least the equivalent category
66. Without trailer
67. No driving on motorways
68. No alcohol
69. Restricted to driving vehicles equipped with an alcohol interlock in accordance with EN 50436. Indication of an expiry date is optional (for example "69" or "69(01.01.2016)")

ADMINISTRATIVE MATTERS

- 70. Exchange of licence No ... issued by ... (EU/UN distinguishing sign in the case of a third country; for example “70.0123456789.NL”)
- 71. Duplicate of licence No ... (EU/UN distinguishing sign in the case of a third country; for example “71.987654321.HR”)
- 73. Restricted to category B vehicles of the motor quadricycle type (B1)
- 78. Restricted to vehicles with automatic transmission
- 79. (...) Restricted to vehicles which comply with the specifications indicated in brackets, for the application of Article 13 of this Directive
 - 79.01. Restricted to two-wheel vehicles with or without side-car
 - 79.02. Restricted to category AM vehicles of the three-wheel or light quadricycle type
 - 79.03. Restricted to tricycles
 - 79.04. Restricted to tricycles combined with a trailer having a maximum authorised mass not exceeding 750 kg
 - 79.05. Category A1 motorcycle with a power/weight ratio above 0,1 kW/kg
 - 79.06. Category BE vehicle where the maximum authorised mass of the trailer exceeds 3 500 kg
- 80. Restricted to holders of a driving licence for a category A vehicle of the motor tricycle type not having reached the age of 24 years
- 81. Restricted to holders of a driving licence for a category A vehicle of the two-wheel motorcycle type not having reached the age of 21 years

95. Driver holding CPC meeting the obligation of professional aptitude provided for by Directive 2003/59/EC until ... (for example “95(01.01.12)”)

96. Category B vehicles combined with a trailer with a maximum authorised mass exceeding 750 kg where the maximum authorised mass of such combination exceeds 3 500 kg but does not exceed 4 250 kg

97. Not authorised to drive a category C1 vehicle which falls within the scope of Council Regulation (EEC) No 3821/85

— codes 100 and above: national codes valid only for driving in the territory of the Member State which issued the licence.

Where a code applies to all categories for which the licence is issued, it may be printed under headings 9, 10 and 11;

(*) This force indicates the driver’s capability for operating the system;”.

Dated 24th November, 2016.

P J BALBAN,
Minister with responsibility for Transport and Traffic,
For the Government.

EXPLANATORY MEMORANDUM

These Regulations amend Schedule 4C of the Traffic (Licensing and Registration) Regulations in order to transpose Commission Directive (EU) 2015/653 of 24 April 2015 amending Directive 2006/126/EC of the European Parliament and of the Council on driving licences.

