

# SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5191 GIBRALTAR Thursday 28th November 2024

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LEGAL NOTICE NO. 212 OF 2024

## TRAFFIC ACT 2005

### LICENSING AND REGISTRATION (MISCELLANEOUS AMENDMENTS) REGULATIONS 2024

In exercise of the powers conferred upon the Government under section 15(2), 57 and 101 of the Traffic Act 2005, and all other enabling powers, the Government has made the following Regulations-

#### **Title.**

1. These Regulations may be cited as the Licensing and Registration (Miscellaneous Amendments) Regulations 2024.

#### **Commencement.**

2. These Regulations come into operation on the day of publication.

#### **Amendments to the Traffic (Licensing and Registration) Regulations.**

3.(1) The Traffic (Licensing and Registration) Regulations are amended in accordance with this regulation.

(2) In regulation 16A, for “In respect” substitute “Subject to regulation 16AC, in respect”

(3) In regulation 16AZ, for “In respect” substitute “Subject to regulation 16AC, in respect”;

(4) After regulation 16AB insert-

#### **“Personalised registration numbers.**

16AC.(1) The licensing authority may issue personalised registration numbers.

(2) In respect of a vehicle registered with a personalised registration number, the registration mark shall be exhibited on a flat rectangular plate or on a flat unbroken rectangular surface forming part of the vehicle. In each case the registration mark shall be constructed of reflex reflecting material made to British Standard BS AU 145d and in compliance with the provisions of Schedule 3C.

(5) In regulation 16C, in subregulations (1) and (4), for “16, 16A or 16AZ” substitute “16, 16A, 16AZ or 16AC”.

- (6) Delete Part X.
- (7) After Part X insert-

**“Part XA**

**Application.**

96A. This Part applies to all motor vehicles.

**Interpretation.**

96B. In this Part-

“certificate of ownership” means a certificate issued pursuant to regulation 96D(7);

“owner” in relation to a personalised registration number means –

- (a) the person registered from time to time with the licensing authority as the person who is the owner of the vehicle to which the personalised registration number relates; or
- (b) the person who has purchased a personalised registration number and paid the relevant retention fee to the licensing authority pursuant to regulation 96F;

“personalised registration number”, in relation to a motor vehicle means a registration number issued by the licensing authority pursuant to regulation 16AC and shall include premium personalised registration numbers;

“premium personalised registration number”, in relation to a motor vehicle, means a registration number that does not follow the same number plate convention as personalised registration numbers and which, in the sole discretion of the licensing authority would have a high value due to its exclusivity, rarity, resemblance to words, names or initials, the desirability of specific character combinations, limited availability and popularity of certain sequences.

**Re-issue of personalised registration numbers.**

96C. The licensing authority is authorised to re-issue any personalised registration number-

- (a) which was previously registered in all instances where such number has been surrendered to the licensing authority by the owner;
- (b) by virtue of regulation 96E(4), 96F(4) or 96H(5);
- (c) where the owner requests or consents to the re-issue of the personalised registration number;
- (d) in respect of which the certificate of ownership has expired and has not been renewed within 48 months of the date of expiry of the certificate of ownership; or
- (e) if the owner of a vehicle to which a personalised registration number is registered fails to make an application to the licensing authority for a new roadworthiness certificate for the said vehicle within a period of 7 years from the date of expiry of the previous roadworthiness certificate in respect of the said vehicle. If the owner applies thereafter for a new roadworthiness certificate for the same vehicle, the licensing authority will allocate a new registered number to the said vehicle pursuant to the provisions of section 15 of the Act and any regulations made thereunder and in force for the time being.

**Sale of numbers.**

- 96D.(1) The licensing authority may from time to time in such manner as it considers appropriate release to the public a list of available personalised registration numbers.
- (2) The list referred to in subregulation (1) shall be prepared by the licensing authority.
  - (3) A personalised registration number can be purchased by or sold to a person that is resident in Gibraltar or to a Gibraltar registered company.
  - (4) The fee payable to the licensing authority for the purchase of a personalised registration number is-

G + 1 letter	£10,000
G + 1 letter and 1 digit in any order	£3,000
G + 1 letter and 2 digits in any order	£1,500
G + 2 letters and 1 digit in any order	£1,500
G + 2 letters and 2 digits in any order	£1,250
G + 3 letters and 2 digits in any order	£1,250
G + 2 letters and 3 digits in any order	£1,250
Premium personalised registration number	£5,000

- (5) Notwithstanding the pricing structure set out in subregulation (4), and subject to subregulation (6), (7), (8) and (9) a personalised registration number may be sold by way of auction or as a premium number and the fees set out in subregulation (4) shall not apply to such auction or premium number.
- (6) A personalised registration number sold by way of auction may not be sold for less than the fee set out in subregulation (4).
- (7) A person who subsequently sells a personalised registration number bought by that person at auction shall pay the licensing authority a fee equivalent to 10% of the profit made by that person on the sale of the personalised registration number, within 30 days of the profit having been so made.
- (8) A person who subsequently sells a premium personalised registration number (whether bought at auction or otherwise) shall pay the licensing authority a fee equivalent to 10% of the profit made by that person on the sale of the personalised registration number, within 30 days of the profit having been so made.
- (9) A person who subsequently sells a G + 1 letter personalised registration number (whether bought at auction or otherwise) shall pay the licensing authority a fee equivalent to 10% of the profit made by that person on the sale of the personalised registration number, within 30 days of the profit having been so made.
- (10) A person who sells a personalised registration number, premium personalised registration number or a G + 1 letter personalised registration number shall, on request by the licensing authority, produce a bill of sale or any other document in respect of the sale.
- (11) A person in contravention of subregulations (7), (8), (9) or (10) shall be guilty of an offence under the Act.
- (12) Upon the purchase of a personalised registration number the licensing authority will issue the owner with a certificate of ownership which will be valid for 48 months from the date of issue.
- (13) No personalised registration number shall be made available which, in the opinion of the licensing authority, is likely to cause offence or confusion.
- (14) Subject to subregulations (15) and (16) the licensing authority is authorised to revoke any personalised registration number already issued and the licensing authority will refund the fee already paid by the owner in respect of the personalised registration number if it comes to the attention of the licensing authority that the personalised registration number is likely to cause or has caused offence or confusion.

- (15) Any person who is aggrieved by a decision of the licensing authority to revoke a personalised registration number pursuant to subregulation (14) may appeal to the licensing authority within 21 days of receiving written notification from the licensing authority of its intention to revoke the personalised registration number.
- (16) In determining an appeal under subregulation (15), the licensing authority may make such decision as it deems fit.

**Assigning a personalised registration number to a vehicle.**

- 96E.(1) Subject to regulation 96F, within 48 months of the date of issue of the certificate of ownership, the owner shall apply to the licensing authority to register a vehicle with the personalised registration number.
- (2) An application under subregulation (1) shall be accompanied by the certificate of ownership.
  - (3) The vehicle shall -
    - (a) have a valid and unexpired certificate of registration with the licensing authority;
    - (b) be able to move under its own power;
    - (c) be of a type that requires a roadworthiness certificate as defined in the Motor Vehicles Test Regulations 1987.
  - (4) Failure to assign a personalised registration number to a vehicle, or to make an application pursuant to regulation 96F will result in the sale of the personalised registration number being automatically rescinded, with the number becoming available for re-issue in accordance with regulation 96C.

**Retaining a personalised registration number.**

- 96F.(1) The owner can apply to the licensing authority to retain a personalised registration number without assigning it to a vehicle for up to 48 months after the deadline set out in regulation 96E(1).
- (2) A retention fee of £100 is payable to the licensing authority for an application made under subregulation (1).
  - (3) A successful application under this regulation will result in a new certificate of ownership being issued to the owner by the licensing authority which will be valid for 48 months from the expiry date of any previous certificate of ownership.
  - (4) The retention fee entitles the owner to retain the personalised registration number without assigning it to a vehicle for 48 months, after which time the retention

will expire and the licensing authority shall be at liberty to release the number to the public again in accordance with regulation 96C unless the owner makes a further application for retention of the number pursuant to subregulation (1).

- (5) The owner may make an indefinite number of applications under subregulation (1).

**Transfer of personalised registration number.**

96G.(1) Following the assignment of a personalised registration number pursuant to regulation 96E, an owner who wishes to transfer the personalised registration number to another vehicle owned by him or her shall make an application to the licensing authority under this regulation.

- (2) A transfer fee of £100 is payable to the licensing authority for an application made under subregulation (1).
- (3) Notwithstanding the provisions of this regulation, no fee shall be payable to the licensing authority for a transfer of a personalised registration number by a person who has acquired a vehicle with a personalised registration number or a certificate of ownership through an express testamentary disposition or any provision or rule of law in intestacy.

**Removing a personalised registration number from a vehicle.**

96H.(1) An owner who wishes to remove a personalised registration number already assigned to a vehicle may make an application to the licensing authority to remove the personalised registration number from the vehicle.

- (2) A removal fee of £100 is payable to the licensing authority for an application made under subregulation (1).
- (3) Upon payment of the fee referred to in subregulation (2), the licensing authority shall issue the owner with a certificate of ownership.
- (4) An owner shall make an application pursuant to subregulation (1) before selling a vehicle with a personalised registration number assigned to that vehicle.
- (5) Failure to remove a personalised registration number from a vehicle before the sale of the vehicle will be treated as a surrender of the personalised registration number to the licensing authority in accordance with regulation 96C.

**Additional fees.**

96I. Any vehicle registered with a personalised registration number shall comply with the provisions of the Act and these Regulations and any fees payable to the licensing authority under this Part shall be in addition to any fees due under the provisions of the Act or any regulations made thereunder.

(8) After Schedule 3B, insert the following Schedule-

**“SCHEDULE 3C**

**PERSONALISED REGISTRATION NUMBER PLATES**

**PART 1**

**ILLUSTRATED REQUIREMENTS AS TO REGISTRATION MARKS**

Where the licensing authority issues a registration mark under regulation 16AC(1), the registration mark shall consist of letters and numbers enclosed by a black border. On the left-hand side there shall be distinguishing mark for Gibraltar and on the extreme right the reference “BS AU 145d”. The registration mark shall consist of any combination of numbers and letters commencing with the letter G and a minimum of 1 additional characters, or maximum of 5 additional characters in total.

The licensing authority must not allocate a combination –

- (a) if it has already been allocated to, or is held on behalf of another person;
- (b) if the licensing authority considers it is likely to cause offence or confusion; or
- (c) the combination contains any of the letters “O”, “Q”, “I”, “S” or “Z”.

The lettering shall be black on a white plate at the front and yellow plate at the rear. The background surface should be reflex-reflecting but the characters must not. All number plates must be constructed using the mandatory character font set out below. Numbers and letters shall be equally spaced between the black border. No number plate fixing bolt shall alter the appearance of the letters or numbers.

**Distinguishing Sign for Gibraltar**

Colour

Retro reflecting Pantone Blue code 2935C

Distinguishing Letters in Capitals

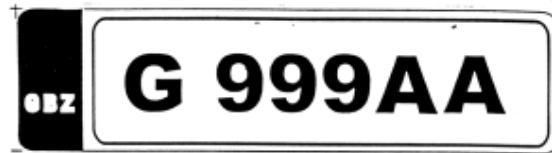
GBZ

**Dimensions**

Length	111mm
Width	45mm

<b>Character</b>	<b>Size</b>	<b>Colour</b>
Height	20mm	white
Width	11mm	white
Stroke	4mm	white
Space between letters	3mm	blue

**DIAGRAM 1**



<b>Dimensions</b>		<b>Black Border</b>	
Length	520mm	Width	1.5mm
Width	111mm		
<b>Character</b>	<b>Size</b>	Characters to BlackBorder	10mm
Height	79mm	Space between Characters	11mm
Width	50mm	Space between letter G & Characters	25mm
Stroke	14mm		
Side Margin	5mm		
<b>Top &amp; Bottom</b>			
Margin	4.5mm		

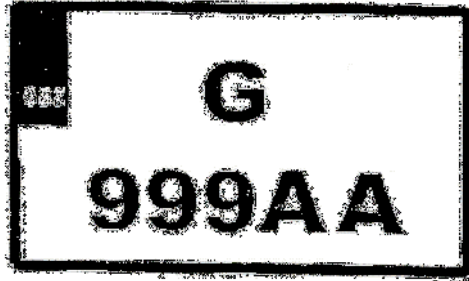


**DIAGRAM 2**



<b>Dimensions</b>		<b>Black Border</b>	
Length	325mm	Width	3mm
Width	200mm	Characters to Black Border	5mm
<b>Character</b>	<b>Size</b>	Space between Characters	11mm
Height	79mm	Space between letter G & Characters	25mm
Width	50mm		
Stroke	14mm		
<b>Top &amp; Bottom</b>		<b>Dimensions</b>	
Margin	13mm	Length	90mm
		Width	45mm

**DIAGRAM 3  
(REAR PLATE OF MOTORCYCLES ONLY)**



<b>Dimensions</b>		<b>Black Border</b>	
Length	228mm	Width	3mm
Width	165mm	Characters to Black Border	10mm
<b>Character</b>	<b>Size</b>	Space between Characters	10mm
Height	45mm	Space between Letter G & Characters	20mm
Width	30mm		
Stroke	9mm		
<b>Top &amp; Bottom</b>		<b>Dimensions</b>	
Margin	13mm	Length	75mm
		Width	45mm

**PART 2**

**MANADATORY CHARACTER FONTS**

**0123456789  
ABCDEFGHIJ  
KLMNPR  
TUVWXY**

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**Amendment of the Traffic (Licensing and Registration) (Personalised Numbers) Regulations, 1985.**

4.(1) The Traffic (Licensing and Registration)(Personalised Numbers) Regulations, 1985 are amended in accordance with this regulation.

(2) In regulation 1, for “Traffic (Licensing and Registration)(Personalised Numbers) Regulations, 1985” substitute “Traffic (Licensing and Registration)(Private Numbers) Regulations, 1985”.

(3) In regulation 3-

(a) in paragraphs (a), (b), (d) and (e), for “personalised” substitute “private”;

(b) delete the definition of “Buyer”;

(c) insert the following new definition-

““certificate of ownership” means a certificate issued pursuant to regulation 5;”;

(d) substitute the definition of “Owner” with –

““owner” in relation to a private number means –

(a) the person registered from time to time with the licensing authority as the person who is the owner of a private number;

- (b) the person registered from time to time with the licensing authority as the person who is the owner of the vehicle to which the private number relates; or
  - (c) the person who has purchased a private number and paid the relevant retention fee to the licensing authority pursuant to regulation 5B;”;
  - (e) substitute the definition of “Personalised number” with-
    - ““private number” in relation to a motor vehicle, means a registered number allocated to a vehicle by the licensing authority, in the series G1 to G20000 inclusive;”;
  - (f) delete the definition of “Purchase price”;
  - (g) delete the definition of “Reserve price”
- (4) Substitute regulation 4 with-
- “Re-issue of private numbers.
4. The licensing authority is authorised to re-issue any private number-
- (a) which was previously registered in all instances where such number has been surrendered to the licensing authority by the owner;
  - (b) by virtue of regulation 5(7), 5A(4), 5B(4) or 5D(5);
  - (c) where the owner requests or consents to the re-issue of the private number;
  - (d) in respect of which the certificate of ownership has expired and has not been renewed within 48 months of the date of expiry of the certificate of ownership; or
  - (e) if the owner of a vehicle to which a private number is registered fails to make an application to the licensing authority for a new roadworthiness certificate for the said vehicle within a period of 7 years from the date of expiry of the previous roadworthiness certificate in respect of the said vehicle. If the owner applies thereafter for a new roadworthiness certificate for the same vehicle, the licensing authority will allocate a new registered number to the said vehicle pursuant to the provisions of section 15 of the Act and any regulations made thereunder and in force for the time being.”

(5) Substitute regulation 5 with-

“Sale of private numbers.

5.(1) The licensing authority may from time to time and in such a manner as it considers appropriate make available, upon request, to the public a list of available private numbers.

(2) The fees payable for the purchase of a private number are-

Number Series	Purchase Price
G0 to G9	£10,000
G10 to G99	£3,000
G100 to G999	£1,500
G1000 to G9999	£1,000
G10000 to G17999	£750
G18000 to G18999	£750
G19000 to G20000	£750

(3) Notwithstanding the pricing structure set out in sub regulation (2), and subject to sub regulation (4) and (6), a private number may be sold by way of auction and the fees set out in sub regulation (2) shall not apply to such auction.

(4) A private number sold by way of auction may not be sold for less than the minimum fee set out in sub regulation (2).

(5) Upon the purchase of a private number, the licensing authority will issue the owner with a certificate of ownership which will be valid for 48 months from the date of issue.

(6) A person who subsequently sells a G + 1 digit private number (whether bought at auction or otherwise) shall pay the licensing authority a fee equivalent to 10% of the profit made by that person on the sale of the private number, within 30 days of the profit having been so made.

(7) A person who sells a private number, shall, on request by the licensing authority, produce a bill of sale or any other document to in respect of the sale.

(8) A person in contravention of subregulations (6) or (7) shall be guilty of an offence under the Act.

(9) An owner who is in possession of a private number (whether the private number is assigned to a vehicle or otherwise) without an accompanying certificate of ownership shall apply to the licensing authority for a certificate of ownership within 12 months from the date of being notified of the same to the owner’s last known address by the licensing authority.

(10) Failure to make an application pursuant to subregulation (9) will result in the private number being automatically rescinded, with the number becoming available for re-issue in accordance with regulation 4.”

(6) Insert the following new regulations after regulation 5-

**“Assigning a private number to a vehicle.**

5A.(1) Subject to regulation 5B, within 48 months of the date of issue of the certificate of ownership, the owner shall apply to the licensing authority to register a vehicle with the private number.

(2) An application under subregulation (1) shall be accompanied by the certificate of ownership.

(3) The vehicle shall -

(a) have a valid and unexpired certificate of registration with the licensing authority;

(b) be able to move under its own power;

(c) be of a type that requires a roadworthiness certificate as defined in the Motor Vehicles Test Regulations 1987.

(4) Failure to assign a private number to a vehicle, or to make an application pursuant to regulation 5B will result in the sale of the private number being automatically rescinded, with the number becoming available for re-issue in accordance with regulation 4.

**Retaining a private number.**

5B.(1) The owner can apply to the licensing authority to retain a private number without assigning it to a vehicle for up to 48 months after the deadline set out in regulation 5A(1).

(2) A retention fee of £100 is payable to the licensing authority for an application made under subregulation (1).

(3) A successful application under this regulation will result in a new certificate of ownership being issued to the owner which will be valid for 48 months from the expiry date of any previous certificate of ownership.

(4) The retention fee entitles the owner to retain the private number without assigning it to a vehicle for 48 months, after which time the retention will expire and the licensing authority shall be at liberty to release the number to the public

again in accordance with regulation 4 unless the owner makes a further application for retention of the number pursuant to subregulation (1).

- (5) The owner may make an indefinite number of applications under subregulation (1).

**Transfer of number.**

5C.(1) Following the assignment of a private number pursuant to regulation 5A, an owner who wishes to transfer the private number to another vehicle owned by him or her may make an application to the licensing authority under this regulation.

- (2) A transfer fee of £100 is payable to the licensing authority for an application made under subregulation (1).
- (3) Notwithstanding the provisions of this regulation, no fee shall be payable to the licensing authority for a transfer of a number by a person who has acquired a vehicle with a private number or a certificate of ownership through an express testamentary disposition or any provision or rule of law in intestacy.

**Removing a private number from a vehicle.**

5D.(1) An owner who wishes to remove a private number already assigned to a vehicle may make an application to the licensing authority to remove the private number from the vehicle.

- (2) A removal fee of £100 is payable to the licensing authority for an application made under subregulation (1).
- (3) Upon payment of the fee referred to in subregulation (2), the licensing authority shall issue the owner with a certificate of ownership.
- (4) An owner shall make an application pursuant to subregulation (1) before selling a vehicle with a private number assigned to that vehicle.
- (5) Failure to remove a private number from a vehicle before the sale of the vehicle will be treated as a surrender of the private number to the licensing authority pursuant to regulation 4.”
- (7) Delete regulation 6.
- (8) In regulation 7 for “personalised” substitute “private”.
- (9) In regulation 8 for “personalised” substitute “private”.
- (10) In regulation 9 for “personalised” substitute “private”.

(11) Delete Schedule 1.

(12) In Schedule 3 for “PERSONALISED” substitute “PRIVATE”.