

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3,325 of 30 January, 2003



I ASSENT,

DAVID BLUNT

ACTING GOVERNOR.

21st JANUARY 2003.



GIBRALTAR

No. 23 of 2002

AN ORDINANCE to amend the Transport Ordinance 1998.

ENACTED by the Legislature of Gibraltar.

Title.

1. This Ordinance may be cited as the Transport (Amendment) Ordinance 2002.

Amendments to the Transport Ordinance 1998.

2. The Transport Ordinance 1998 is amended by–

- (a) substituting the following for the definition of “self-drive car” in section 2–

““self-drive vehicle” means a private motor or goods vehicle falling within category B which is let out for hire or reward, on terms that the hirer shall drive it or be responsible for supplying the driver, but does not include a private motor or goods vehicle let out for hire where the true intention of the parties is that it shall or may be purchased by the hirer;”;

- (b) inserting, after section 10, the following new section–

“Failure to renew licence.

10A. Any licence granted under this Ordinance which is not renewed shall be deemed to be cancelled three months after the date of expiry, if it is not renewed before that time; except that the Commission may extend the period for renewal beyond three months if good cause is shown before the licence is deemed cancelled.”.

- (c) adding “, courtesy vehicles and private hire vehicles” after “taxis” in the italic rubric before section 11;
- (d) in section 17(4)(b)(ii) delete “at least one” and substitute “neither” and delete “no”;
- (e) substituting the following for section 22–

“Renewal of licences.

22. Every application for renewal of a road service licence shall be made to the Commission giving details of any changes since the licence was granted in–

- (a) the matters described in section 15, and

- (b) the information provided by the applicant in his original application for a licence;

and the Commission may renew the licence if it is satisfied that there have been no material changes.”;

- (f) substituting the following for section 27(3)–

“(3) An application for a road service licence by a company shall be signed by one or more individual directors of the company authorised by the company for that purpose.”;

- (g) substituting the following for section 32(1)–

“(1) Every application for the renewal of an operator licence shall be made to the Commission giving details of any changes since the licence was granted in–

- (a) the matters described in section 28, and
- (b) the information provided by the applicant in his original application for a licence;

and the Commission may renew the licence if it is satisfied that there have been no material changes.”;

- (h) substituting “vehicle” and “vehicles” for “car” and “cars” in all places in the rubric above section 46, the heading to section 46 and in section 46 itself;

- (i) substituting the following for section 47(3)–

“(3) An application for a self-drive operator’s licence by a company shall be signed by one or more individual directors of the company authorised by the company for that purpose.”;

- (j) inserting the following after section 47–

“Renewal of licences.

47A. Every application for renewal of a self-drive operator's licence shall be made to the Commission giving details of any changes since the licence was granted in—

- (a) the matters described in section 46(3), and
- (b) the information provided by the applicant in his original application for a licence;

and the Commission may renew the licence if it is satisfied that there have been no material changes.”;

(k) inserting “private” before “motor vehicle” in section 50(1);

(l) inserting the following after section 50(1)—

“(1A) A goods vehicle shall not be licensed as a self-drive vehicle if the date of commencement of the licence would be more than five years after the date of manufacture of the motor vehicle;”.

(m) substituting “vehicle” for “car” in section 50(2);

(n) adding the following at the end of section 67—

“but, in respect of any decision other than a final decision of the Commission, only with the leave of the court.”;

(o) substituting the following for paragraph 12(3)(b)(i) of Schedule 1—

“(i) the court has made a winding up order in respect of the company, or”;

(p) substituting the following for paragraph 12(3)(c)(v) of Schedule 1—

“(v) the court has made a winding up order in respect of the company, or”.

Transport (Amendment) Ordinance, 2002 [No. 23 of 2002]

Passed by the Gibraltar House of Assembly on the 19th day of December,
2002.

Dennis J Reyes

Clerk to the Assembly.

