

No. 1] *Motor Vehicle and Road Traffic (Amendment) Act* [2005.

I ASSENT

[L.S.]

PEARLETTE LOUISY,
Governor-General.

17th December, 2004.

SAINT LUCIA

No. 1 of 2005

AN ACT to amend the Motor Vehicle and Road Traffic Act No. 10 of 2003 to provide further conditions attached to a Taxi permit and for matters incidental thereto.

[10TH JANUARY, 2005]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same as follows:

No. 1] *Motor Vehicle and Road Traffic (Amendment) Act* [2005.

Short title

1. This Act may be cited as the Motor Vehicle and Road Traffic (Amendment) Act, 2005.

Amendment of Section 2

2. Section 2 of the Motor Vehicle and Road Traffic Act No. 10 of 2003 (hereinafter referred to as the “principal Act”) is amended by adding the following new definitions in the correct alphabetical order —

“Tourism Taxi” means a public service vehicle including tourism tour bus, safari jeep or jungle vehicle and other such vehicle other than a commuter bus with seating capacity of not less than four passengers and not more than forty five, used primarily for transporting visitors, and meets the minimum standards of the Tourism Taxi sub sector;

“Tourism Taxi Driver’s Licence” means an endorsement issued to a public service vehicle driver who meets the conditions of the minimum standards of the tourism taxi sub sector.”

Replacement of section 55

3. Section 55 of the principal Act is repealed and replaced as follows —

“Tourism Taxi Permit

55— (1) Upon application in the prescribed manner and on payment of the prescribed fee, the Minister shall issue a tourism taxi operator permit to a registered owner of a tourism taxi who is recommended by the Ministry of Tourism to the Board for such a permit.

(2) The permit authorises the operation, subject to the conditions contained in the permit, of the motor vehicle identified in the permit for hire as a tourism taxi.

(3) The Minister shall on the recommendation of the Board, include in the permit any conditions considered necessary including restrictions on the place in which the tourism taxi may park for soliciting business.

(4) The application for the renewal of the permit must be made three months prior to the expiration of the permit.

(5) Any person granted a tourism taxi operator permit should commence operation within three months of the issue of the permit.

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(6) A tourism taxi permit is, unless cancelled, valid for two years and is renewable on payment of the prescribed fee, on a date coinciding with the date on which it was first issued and the provisions of this section apply with the necessary modification in respect of an application for renewal.

(7) A tourism taxi permit is not transferable.”

Replacement of section 82 subsection (2)

4. Section 82 subsection (2) of the principal Act is repealed and replaced as follows —

“(2) A person who contravenes subsection (1) commits an offence and is liable on summary conviction to a fine of not less than two thousand dollars or to imprisonment for not less than one year or both.”

Replacement of section 95

5. Section 95 of the principal Act is repealed and replaced as follows —

“Fixed penalty

The fixed penalty in respect of proceedings commenced by a ticket shall be —

(a) half the maximum penalty; or

(b) the minimum penalty, where no maximum penalty is provided;

for the offence in respect of which the proceedings are brought.”

Passed in the House of Assembly this 2nd day of November, 2004.

J. BADEN ALLAIN,
Speaker of the House of Assembly.

Passed in the Senate this 18th day of November, 2004.

HILFORD DETERVILLE,
President of the Senate.