

MOTOR-VEHICLES REGULATIONS, 1925.⁽¹⁾

Statutory Rules.

No. 18 of 1925.

SHORT TITLE.

1. These Regulations may be cited as the *Motor-Vehicles Regulations, 1925*,⁽¹⁾ and shall commence and take effect as from the first day of March, 1926.

DEFINITIONS.

2. In these Regulations the term—

“Motor-vehicle” means any motor-car, motor-carriage, motor-cycle or other vehicle or carriage driven or propelled or ordinarily capable of being driven or propelled either partly or wholly by any volatile spirit, steam, oil or electricity or by means other than animal power except vehicles used on railways or tramways.

“Main Road” and “Vehicle” respectively have the meaning assigned to them by the Ordinance.

“Ordinance” means the *Roads Ordinance, 1916*.

“Registrar” means the Registrar of Motor-Vehicles appointed by the Lieutenant-Governor.⁽²⁾

INDICATION OF PENALTIES.

3. The penalties referred to at the foot of any of these regulations shall be deemed and taken to indicate that any contravention of such regulation whether by act of commission or omission is and shall be deemed to be an offence punishable on conviction in a summary way by a penalty not exceeding the penalty mentioned.

(1) The *Motor-Vehicles Regulations, 1925* (made under the *Roads Ordinance, 1916*), comprise the original *Motor-Vehicles Regulations, 1925*, as amended by the other Regulations referred to in the following Table:—

REGULATIONS MADE BY THE LIEUTENANT-GOVERNOR IN COUNCIL.

Description and number and year.	Date on which made by Lieut.-Gov. in Council.	Date on which published in Papua Govt. Gaz.	Date on which commenced and took effect.
<i>Motor-Vehicles Regulations, 1925</i> (S.R. 1925, No. 18)	18.12.1925	31.12.1925	1.3.1926 (Reg. 1, S.R. 1925, No. 18)
<i>Amending Regulations</i> (S.R. 1929, No. 16)	8.7.1929	7.8.1929	1.5.1929 (Reg. 2, S.R. 1929, No. 16)
<i>Amending Regulation</i> (S.R. 1937, No. 2)	15.3.1937	7.4.1937	7.4.1937 (Papua Govt. Gaz. of 7.4.1937)
<i>Amending Regulation</i> (S.R. 1939, No. 6)	27.2.1939	1.3.1939	1.3.1939 (Papua Govt. Gaz. of 1.3.1939)

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance, 1911-1940*.

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REGISTRAR.

4. The Lieutenant-Governor⁽²⁾ may appoint a Registrar of Motor-Vehicles.

REGISTER OF DRIVERS' LICENCES.

5. The Registrar shall establish and keep a register of licences to drive motor-vehicles in the form set out in the First Schedule hereto or in a form to the like effect.

DRIVERS' LICENCES MAY BE GRANTED.

6. Subject to the provisions of these regulations the Registrar may upon an application being made to him in the form of the Second Schedule hereto or to the like effect grant a licence to drive a motor-vehicle in the form of the Third Schedule hereto or to the like effect to any person on payment of a fee of Ten shillings in the case of a licence to drive a motor-vehicle (not being a motor-cycle) and Two shillings and sixpence in the case of a licence to drive a motor-cycle.

Before a licence is granted the applicant therefor shall satisfy the Registrar that the applicant is competent to drive a motor-vehicle with safety to the public.

The Registrar in order to satisfy himself of the competence of the applicant may require him to furnish such evidence of competency as the Registrar thinks necessary or to submit to such tests as the Registrar thinks proper to impose and may refuse to issue the licence until the applicant furnishes such evidence or satisfies such tests:

Provided that no person under the age or apparent age of seventeen years shall be entitled to a licence to drive a motor-vehicle not being a motor-cycle and no person under the age or apparent age of fifteen years shall be entitled to a licence to drive a motor-cycle.

DISCRETION AS TO GRANTING LICENCE.

7. The Registrar may in his discretion refuse to grant a licence to drive a motor-vehicle to any person who has been convicted of being drunk whilst driving or riding a motor-vehicle or of furiously or recklessly driving a motor-vehicle or whose licence to drive a motor-vehicle has been revoked or who, in his opinion, is unfit to hold a licence.

RENEWAL OF LICENCES.

8. A licence shall remain in force for a period of twelve months from the first day of January in the year in which it is granted and may be renewed annually upon an application being made to the

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

Registrar in the form of the Fourth Schedule hereto and on payment of the like fees as upon the original grant; and the same provisions shall apply with respect to the renewal of the licence as apply with respect to the grant of the licence. Such renewal may be in the form of the Fifth Schedule hereto.

APPLICATION FOR LICENCE OR RENEWAL.

9. A person who desires to obtain the grant or renewal of a licence to drive a motor-vehicle must apply to the Registrar and furnish the particulars set forth in the Second or Fourth Schedule hereto as the case may require.

DRIVER MUST BE LICENSED.

10. No person shall drive a motor-vehicle on a main road unless he is licensed under these regulations.

Penalty: Ten Pounds.

LIGHTS ON MOTOR-VEHICLES OTHER THAN CYCLES.

11. No person shall drive a motor-vehicle (not being a motor-cycle) on any main road between the half-hour after sunset and the half-hour before sunrise unless there shall be securely attached thereto two good and sufficient lighted lamps either in front or one on each side of such motor vehicle showing two bright white lights visible, and such lamps being in such positions that such lights may be seen in a straight line in the direction in which such motor-vehicle is or is about to be driven sufficiently far to adequately signal the approach and position of such motor-vehicle.

Penalty: Twenty Pounds.

LIGHTS ON MOTOR-CYCLES.

12. No person shall drive or ride a motor-cycle on any main road between the half-hour after sunset and the half-hour before sunrise unless there shall be attached thereto a good and sufficient lighted lamp showing a bright white light visible, and such lamp being in such a position that such light may be seen in a straight line in the direction in which such motor-cycle is or is about to be driven or ridden, sufficiently far to adequately signal the approach and position of such motor-cycle.

Penalty: Twenty Pounds.

REFLECTORS ON REAR OF MOTOR-VEHICLES.

13. No person shall drive or ride a motor-vehicle between the half-hour after sunset and the half-hour before sunrise without having a clean red reflector or a lighted red lamp not less respectively than one inch in diameter affixed upon the rear of such motor-vehicle in such position and manner as to be clearly visible to any person

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approaching from the rear: Provided that if a trailer is attached to the motor-vehicle the reflector or lamp shall be affixed to the rear of the trailer instead of the motor-vehicle.

Penalty: Ten Pounds.

BELL OR HORN TO BE CARRIED.

14. No person shall ride drive or propel on a main road a motor-vehicle which has not attached thereto a proper bell, horn or other like instrument capable of giving audible and sufficient warning of the approach or position of the motor-vehicle.

Penalty: Ten Pounds.

WARNING OF APPROACH OF MOTOR VEHICLE.

15. Every driver or rider of a motor-vehicle when driving or riding on any main road shall whenever necessary, by sounding the bell, horn; or other like instrument attached thereto, give audible and sufficient warning of the approach or position of the motor-vehicle.

Penalty: Ten Pounds.

SUSPENSION OF LICENCE.

16.—(1.) Any magistrate by whom a person is convicted of an offence under these regulations or by whom a person is convicted under Section 76 of the *Liquor Ordinance*, 1911-1916,⁽³⁾ of being drunk in a public place if it be made to appear that such offence was committed whilst the person convicted was driving or riding a motor vehicle on a main road, may—

- (a) if the person convicted holds any licence under these regulations suspend that licence for such time as the magistrate thinks fit and may also declare the person disqualified for obtaining a licence or a renewal of a licence for such further time after the expiration of the licence as the magistrate thinks fit; and
- (b) if the person convicted does not hold any licence under these regulations declare him disqualified for obtaining a licence for such time as the magistrate thinks fit.

(2.) A licence so suspended shall during the term of suspension be of no effect and a person whose licence is suspended or who is declared by the magistrate to be disqualified for obtaining a licence shall during the period of suspension or disqualification be disqualified for obtaining a licence.

CANCELLATION OF LICENCE.

16A. The Registrar may at his discretion suspend or cancel any licence issued to a person who in his opinion is from any cause whatsoever unfit to hold such licence.

R. 16 sub. by
S.R. 1937,
No. 2, r. 1.

Ad. by S.R.
1929, No. 16,
r. 1(a).

(3) Now the *Liquor Ordinance*, 1911-1940.

LIMITATION OF SPEED.

17. No person shall drive or ride a motor-vehicle—

- (a) at a greater speed than fifteen miles an hour in any main road or part of a main road forming the street of any town to which the provisions of Part III of the *Police Offences Ordinance, 1912*,⁽⁴⁾ for the time being apply;
- (b) at a greater speed than six miles an hour when turning the corners or crossing the intersections of any streets of any town referred to in Paragraph (a) of this regulation;
- (c) at a greater speed than six miles an hour along any part of any main road at which is erected a notice board consisting of an equilateral triangle painted red with 18-inch sides and having the figure 6 painted thereon;
- (d) at a greater speed than fifteen miles an hour when passing any horse or vehicle on any main road;
- (e) in upon or along any main road at a speed which, having regard to all the circumstances of the case, is or might be dangerous to life or property.

Penalty: Twenty Pounds.

PREVENTION OF ACCIDENTS, IMPROPER USE OF MOTOR-VEHICLES.

18. No person shall on any main road drive or ride any motor-vehicle—

BRAKES.

- (a) unless efficient brakes are affixed upon some convenient part thereof, and upon any trailer attached thereto and unless such brakes are in a thoroughly serviceable condition;

STEERING GEAR.

- (b) unless the steering gear attached to such vehicle is in thoroughly serviceable condition.

LOST LICENCE.

19. If the holder of a licence satisfies the Registrar that he has lost such licence or that circumstances have transpired that render such licence unavailable the Registrar may on payment of a fee of One shilling issue a duplicate of such licence; and such duplicate shall have the same effect as the original licence or renewal as the case may be.

(4) Now the *Police Offences Ordinance, 1912-1939.*

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STANDING VEHICLES.

R. 19A ad. by
S.R. 1939,
No. 6, r. 1.

19A.—(1.) The Government Secretary may direct that no driver of a motor-vehicle shall wilfully cause such vehicle to stand upon any specified portion of a main road except whilst actually taking up or setting down passengers or goods.

The Government Secretary shall cause suitable notices to be erected or displayed in the area to which any direction under this regulation has application.

(2.) No driver shall upon any main road in which such notice has been erected or displayed cause any motor-vehicle to stand otherwise than in strict accordance with the terms of any such notice.

(3.) No person shall unless authorized by the Government Secretary remove alter deface obscure or in any way damage any notice erected or displayed for the purpose of this regulation.

PENALTIES.

20. The penalty for the breach of any of these regulations for which no penalty is otherwise provided shall be a fine not exceeding Ten pounds and in default of payment imprisonment with or without hard labour for any period not exceeding six months.

FIRST SCHEDULE.

Motor-Vehicles Regulations, 1925.

REGISTER OF DRIVERS' LICENCES.

Number of Licence.	Full Name of Licensee.	Postal Address of Licensee.	Whether—		Date of Grant and Expiration.	Particulars of Renewals.
			(a) To drive a Motor-Vehicle.	(b) Limited to Driving Motor-Cycle.		

SECOND SCHEDULE.

Motor-Vehicles Regulations, 1925.

APPLICATION FOR DRIVER'S LICENCE.

TO THE REGISTRAR OF MOTOR-VEHICLES.

1. Full name of applicant:

Motor-Vehicles Regulations, 1925.

2. Postal address of residence of applicant:
3. Whether application is for licence to drive a motor-vehicle, or for licence limited to driving a motor-cycle:
4. Whether applicant is less than seventeen years of age, or, in case of an application limited to driving motor-cycles, whether he is less than fifteen years of age:
5. Whether applicant is the holder of a licence, or has at any time previously been the holder of a licence:
6. Particulars of any licence which the applicant holds, or which he has previously held:
7. Particulars of any revocation or suspension of any licence which the applicant holds, or which he has previously held:
Signature of Applicant:
Date of Application:

THIRD SCHEDULE.

Motor-Vehicles Regulations, 1925.

LICENCE TO DRIVE A MOTOR-VEHICLE OR MOTOR-CYCLE.

is hereby licensed to drive a Motor (*here insert "Vehicle" or "Cycle" as the case may be*) for the period of twelve months, from the _____ day of _____, 19____, until the _____ day of _____, 19____.
Registrar of Motor-Vehicles.

FOURTH SCHEDULE.

Motor-Vehicles Regulations, 1925.

APPLICATION FOR RENEWAL OF LICENCE TO DRIVE MOTOR.

TO THE REGISTRAR OF MOTOR-VEHICLES.

1. Number of licence:
2. Postal address of residence of applicant:
3. Whether applicant has since date of last grant or renewal of the licence been disqualified for obtaining a licence:
Signature of Applicant:
Date of application:

FIFTH SCHEDULE.

Motor-Vehicles Regulations, 1925.

RENEWAL OF LICENCE.

The licence No. _____ granted by the Registrar of Motor-Vehicles is hereby renewed, so as to be in force for twelve months from the _____ day of _____, 19____, until the _____ day of _____, 19____.
Registrar of Motor-Vehicles.