

S.P. 26/16



ST. HELENA

GOVERNMENT OF SAINT HELENA

A BILL FOR AN ORDINANCE

THE ROAD TRAFFIC (AMENDMENT) ORDINANCE, 2016

laid on the table - 18 May 2016

A handwritten signature in blue ink, appearing to be 'E.C.' or similar initials.



**ST HELENA
NO. OF 2015**

Enacted.....
Date of Commencement.....
Published in the Gazette.....

**A BILL
FOR
AN ORDINANCE**

to amend the Road Traffic Ordinance, Cap. 101, to prohibit the use of mobile telephones, hand-held radios and any other hand-held communication devices while driving.

Enacted by the Governor of St Helena with the advice and consent of the Legislative Council of St Helena.

Citation and commencement

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance, 2015, and shall come into force on

Mobile telephones

2. The following section is inserted in the Road Traffic Ordinance, Cap. 101, after section 32:

“Mobile telephones

32A. (1) No person shall drive a vehicle on a road while holding a telephone, a hand-held radio or any other hand-held communication device in any way while the vehicle is in motion.

(2) A person does not contravene a provision of this section if, at the time of the alleged contravention—

- (a)* is executing his duties as a member of the Police Service, the Fire Service or any other emergency service; or
- (b)* he is using the telephone or radio to call the police, fire, ambulance or other emergency service;
- (c)* he is acting in response to a genuine emergency; and
- (d)* it is unsafe or impracticable for him to cease driving in order to make the call.

(3) A person who fails to comply with this section is guilty of an offence for which the maximum penalty on conviction is a fine of £1000.”.

EXPLANATORY NOTE

(This note does not form part of the Ordinance)

The purpose of this Ordinance is to amend the Road Traffic Ordinance, Cap. 101, to prohibit the use of mobile phones, hand-held radios and any other hand-held communication device while driving.