



BERMUDA

MOTOR CAR (LIVERIES) AMENDMENT ACT 2022

2022 : 17

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WHEREAS it is expedient to amend the Motor Car Act 1951 to create an offence for operating a minicar livery without a licence; to amend Part VIB to expand the types of vehicle that can be used on a guided tour; and for related matters;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act, which amends the Motor Car Act 1951 ("the principal Act"), may be cited as the Motor Car (Liveries) Amendment Act 2022.

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Amends section 101A

2 Section 101A of the principal Act is amended by inserting “(1)” before “No person” and by inserting the following after the new subsection (1)—

“(2) Any person who operates or attempts to operate a livery without a licence is liable on summary conviction to a fine of \$5,000 or to imprisonment for a term not exceeding three months or to both.”.

Amends title of Part VIB

3 The principal Act is amended in the title of Part VIB by deleting “TOUR QUADRICYCLE” and substituting “GUIDED TOUR VEHICLE”.

Amends section 101E

4 Section 101E of the principal Act is amended—

- (a) in the definition of “guided tour” by deleting “tour quadricycle” and substituting “guided tour vehicle”;
- (b) by deleting the definition of “tour quadricycle” and substituting the following—

“ “guided tour vehicle” means a three or four-wheeled vehicle with a bicycle seat for the driver or rider and steered by handlebars, which is propelled by mechanical or electrical power and is used for providing tours;”;

- (c) in the definition of “tour guide” by deleting “tour quadricycle” and substituting “guided tour vehicle”;
- (d) by deleting the definition of “tour quadricycle livery” and substituting the following—

“ “guided tour vehicle livery” means a person or body of persons by whom guided tour vehicles are hired for use by persons on a guided tour;”.

Amends section 101F

5 Section 101F of the principal Act is amended—

- (a) in the headnote by deleting “tour quadricycle” and substituting “guided tour vehicle”;
- (b) in subsection (1) by deleting “tour quadricycle livery” and substituting “guided tour livery (hereinafter referred to as a “livery”)”;
- (c) in subsection (2), by deleting “tour quadricycle”.

Amends section 101G

6 Section 101G of the principal Act is amended—

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- (a) by deleting “tour quadricycle” wherever it appears in the headnote and subsections (1), (3), (4), (5)(a) and (6);
- (b) in subsection (7)—
 - (i) by deleting “tour quadricycle” where it appears immediately before “livery”;
 - (ii) by deleting “tour quadricycle” where it next appears and substituting “guided tour vehicle”;
 - (iii) by deleting “quadricycle” and substituting “guided tour vehicle”;
- (c) in subsection (8)—
 - (i) by deleting “tour quadricycle” where it appears immediately before “livery”,
 - (ii) by deleting “tour quadricycle” where it next appears and substituting “guided tour vehicle”.

Amends section 101H

7 Section 101H of the principal Act is amended—

- (a) in subsection (1)—
 - (i) by deleting “tour quadricycle” immediately before “livery”;
 - (ii) by deleting “tour quadricycle” where it next appears and substituting “guided tour vehicle”;
- (b) in subsection (2) by deleting “tour quadricycles” and substituting “guided tour vehicles”;
- (c) in subsection (3) by deleting “tour quadricycle”.

Amends section 101I

8 Section 101I of the principal Act is amended—

- (a) in subsection (1)—
 - (i) by deleting “tour quadricycle” where it appears immediately before “livery”;
 - (ii) by deleting “tour quadricycle” where it next appears and substituting “guided tour vehicle”;
- (b) in subsections (2) and (3) by deleting “tour quadricycle” where it appears and substituting “guided tour vehicle”;
- (c) in subsection (5) by deleting “tour quadricycle”.

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Amends section 101J

9 Section 101J of the principal Act is amended by deleting “tour quadricycle” where it appears in subsections (1) and (2) and substituting “guided tour vehicle”.

Amends section 101K

10 Section 101K of the principal Act is amended in subsection (1)—

- (a) in paragraph (a) by deleting “tour quadricycle” and substituting “guided tour vehicle”;
- (b) in paragraph (b) by deleting “tour quadricycles” and substituting “guided tour vehicles”.

Amends Schedule 1

11 Schedule 1 to the principal Act is amended in paragraph JB—

- (a) by deleting “TOUR QUADRICYCLES” in the paragraph heading and substituting “GUIDED TOUR VEHICLES”;
- (b) in subparagraph 5 by inserting “3 or” immediately before “4”.

Amends Schedule 2

12 Schedule 2 to the principal Act is amended in paragraph BB—

- (a) by deleting “TOUR QUADRICYCLES” in the paragraph heading and substituting “GUIDED TOUR VEHICLES”;
- (b) by deleting “tour quadricycle” and substituting “guided tour vehicle”.

Consequential amendments

13 (1) The Government Fees Regulations 1976 are amended in Head 47 Motor Car Act 1951 in paragraph 22—

- (a) by deleting “quadricycle guided tour” and substituting “guided tour vehicle”; and
- (b) by deleting “tour quadricycles” and substituting “guided tour vehicles”.

(2) The Public Holidays Act 1947 is amended in section 11(c) by deleting “tour quadricycle” and substituting “guided tour vehicle”.

(3) The Motor-Cycles and Auxiliary Bicycles (Special Measures of Control) Act 1953 is amended in sections 1, 5A(1) and 5A(2)(c) by deleting “tour quadricycle” and substituting “guided tour vehicle”.

[Assent Date: 17 June 2022]

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