

THE ROAD TRAFFIC (AMENDMENT) ACT 2019 (AMENDMENT) BILL

(No. VI of 2022)

Explanatory Memorandum

The Road Traffic (Amendment) Act 2019 amended the Road Traffic Act to, inter alia, make it an offence for a person to drive a vehicle whilst being under the influence of a drug or an intoxicating substance. The Road Traffic (Amendment) Act 2019 will soon be proclaimed but before same is done, there is a need to bring some corrections thereto.

2. The main object of this Bill is to therefore amend the Road Traffic (Amendment) Act 2019 with a view to curing some cross references with regard to Schedules in the Act.

A. GANOO

*Minister of Land Transport and Light Rail, Minister
of Foreign Affairs, Regional Integration and
International Trade*

02 May 2022

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ARRANGEMENT OF CLAUSES

Clause

1. Short title
 2. Interpretation
 3. Section 3 of principal Act amended
 4. Section 5 of principal Act amended
 5. Section 6 of principal Act amended
 6. Section 8 of principal Act amended
 7. Section 14 of principal Act amended
 8. Section 20 of principal Act repealed and replaced
 9. Schedule to principal Act amended
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A BILL

To amend the Road Traffic (Amendment) Act 2019

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Road Traffic (Amendment) Act 2019 (Amendment) Act 2022.

2. Interpretation

In this Act –

“principal Act” means the Road Traffic (Amendment) Act 2019.

3. Section 3 of principal Act amended

Section 3 of the principal Act is amended –

- (a) in paragraph (b), in the proposed definition of “drug”, by deleting the words “Twelfth Schedule” and replacing them by the words “Thirteenth Schedule”;
- (b) in paragraph (d), in the proposed new definition of “intoxicating substance”, by deleting the words “Twelfth Schedule” wherever they appear and replacing them by the words “Thirteenth Schedule”.

4. Section 5 of principal Act amended

Section 5 of the principal Act is amended, in paragraph (b), in the proposed subsection (1), by deleting the words “Twelfth Schedule” wherever they appear and replacing them by the words “Thirteenth Schedule”.

5. Section 6 of principal Act amended

Section 6 of the principal Act is amended, in the proposed section 123E, in subsection (1), by deleting the words “Twelfth Schedule” wherever they appear and replacing them by the words “Thirteenth Schedule”.

6. Section 8 of principal Act amended

Section 8 of the principal Act is amended, in the proposed section 123G, in subsection (1)(b), by deleting the words “Thirteenth Schedule” and replacing them by the words “Fourteenth Schedule”.

7. Section 14 of principal Act amended

Section 14 of the principal Act is amended, in paragraph (c)(ii), in the proposed new paragraphs (aa) and (ab), by deleting the words “Twelfth Schedule” and replacing them by the words “Thirteenth Schedule”.

8. Section 20 of principal Act repealed and replaced

Section 20 of the principal Act is repealed and replaced by the following section –

20. Thirteenth Schedule and Fourteenth Schedule added in principal Act

The principal Act is amended by adding the Thirteenth Schedule and Fourteenth Schedule set out in the Schedule to this Act.

9. Schedule to principal Act amended

The Schedule to the principal Act is amended –

- (a) in the proposed Twelfth Schedule, by deleting the following words –

TWELFTH SCHEDULE
[Section 2]

and replacing them by the following words –

THIRTEENTH SCHEDULE
[Section 2]

- (b) in the proposed Thirteenth Schedule, by deleting the following words –

THIRTEENTH SCHEDULE
[Section 123G]

and replacing them by the following words –

FOURTEENTH SCHEDULE
[Section 123G]
