

## **District Council of Flacq (Traffic Centre) Regulations 2015**

**GN No. 141 of 2015**

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### **THE LOCAL GOVERNMENT ACT**

#### **Regulations made by the District Council of Flacq under sections 122, 158 and 163 of the Local Government Act**

1. These regulations may be cited as the **District Council of Flacq (Traffic Centre) Regulations 2015**.

2. In these regulations —

“bus” means a motor vehicle having a seating capacity for 7 or more passengers and carrying passengers for hire or reward at separate rates, and for which a public service vehicle (bus) licence has been issued by the National Transport Authority;

“council” means the District Council of Flacq;

“licence” means public service vehicle licence;

“officer” means an officer authorised by the Chief Executive of the Council and a police officer;

“owner” means —

(a) a person in whose name a vehicle is registered or, where that person is dead or absent from Mauritius or where the vehicle is not registered, the person in physical possession of the vehicle;

(b) in relation to a vehicle which is the subject of a hiring agreement or hire-purchase

agreement, the person in physical possession of the vehicle under the agreement;

“park” means keep a vehicle, whether occupied or not, stationary for a period of time longer than is necessary for the taking up or setting down of passengers;

“parking area” means the area designated by the Council for parking within the traffic centre;

“receipt” means the receipt of payment issued to a bus owner by the Council’s cash office and in which is mentioned the date of payment, the amount of the fee paid and the period for which payment has been made, the name of the bus owner and the receipt number;

“traffic centre” means a place designated by the Council and specified in the First Schedule;

“traffic sign” —

(a) means any object or device, whether fixed or portable, for conveying warnings, information, requirements or prohibitions of any description prescribed or authorised to the traffic; and

(b) includes any line or mark within a traffic centre for conveying the warnings, information, requirements, prohibitions or restrictions.

3. (1) (a) Every bus owner, licensed by the National Transport Authority, who uses a traffic centre shall pay to the Council a monthly fee per bus as specified in the Second Schedule.

(b) The fees payable under the Second Schedule shall be paid in advance and not later than the last working day of the preceding month.

(2) Any bus owner who fails to pay the fee within the period specified in paragraph (1) shall be liable to pay the monthly fee together with a surcharge of 50 per cent of the fee for each unpaid month to the Council.

(3) A receipt shall be issued in respect of every monthly payment.

(4) Every driver or bus owner shall affix the receipt issued under paragraph (3) in a conspicuous place on the windscreen of the bus.

(5) Any driver or bus owner who fails to affix the receipt as specified in paragraph (4) shall be denied access to the traffic centre.

(6) Any bus owner who —

(a) stops using a traffic centre;

(b) changes a bus; or

(c) transfers his Public Service Vehicle (Bus) licence,

shall inform the Chief Executive of the Council, in writing, thereof within 15 days of such cessation, changer or transfer.

4. (1) The Council may, by means of traffic signs within a traffic centre —

(a) regulate traffic;

(b) designate parking areas;

(c) prohibit entry of vehicles other than buses authorised under regulation 3.

(2) The Council may, at any time, cause the level of emission of exhaust fumes from any bus within the traffic centre to be tested by the relevant authority.

5. (1) Any person who, within a traffic centre —

(a) causes any major repairs to be effected to any bus;

(b) washes any bus;

(c) allows any spillage of fuel, oil or other liquid from any bus;

(d) horns unnecessarily,  
shall commit an offence.

(2) Any person who contravenes these regulations shall commit an offence and shall, on conviction, be liable to a fine not exceeding 10,000 rupees.

6. Any prosecution under these regulations may be instituted by the Council or the police.

7. These regulations shall come into operation on 1 July 2015.

Made by the District Council of Flacq on 11 June 2015.

#### **FIRST SCHEDULE**

[Regulation 2]

Central Flacq Traffic Centre

#### **SECOND SCHEDULE**

[Regulation 3(1) (a)]

<b>Number of traffic centres to be used within the local authority area</b>	<b>Monthly Fee Per Bus (Rs)</b>
1	500
2	800
3	1,000
4 or more	1,200