



Jersey

MOTOR CARS (DRIVING INSTRUCTION) (JERSEY) ORDER 1982

Official Consolidated Version

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MOTOR CARS (DRIVING INSTRUCTION) (JERSEY) ORDER 1982

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Jersey

MOTOR CARS (DRIVING INSTRUCTION) (JERSEY) ORDER 1982¹

THE HOME AFFAIRS COMMITTEE, in pursuance of Articles 6, 7 and 84 of the [Road Traffic \(Jersey\) Law 1956](#), orders as follows –

Commencement [[see endnotes](#)]

1 Interpretation

In this Order, unless the context otherwise requires –

“candidate” means a person submitting himself or herself for the examination or a part thereof or for the test;

“driving instructor” means a person whose name is entered in the register;

“examination” means the examination of ability to give instruction in the driving of motor cars or heavy motor cars referred to in Article 7 of the Law and prescribed by Article 3 of this Order;

“examiner” means a Traffic Officer or other person appointed by the Minister to conduct an examination or test;

“Law” means the [Road Traffic \(Jersey\) Law 1956](#);

“register” means the register of driving instructors established by Article 6 of the Law;

“test” means the test of continued ability and fitness to give instruction in the driving of motor cars or heavy motor cars referred to in Article 6 of the Law and prescribed in Article 3 of this Order.²

2 Conditions for entry of a person’s name in the register

(1) A person who wishes to have his or her name entered in the register shall satisfy the Inspector of Motor Traffic that he or she –

- (a) has passed the examination;
- (b) is the holder of a current licence to drive a motor car or heavy motor car granted under Article 4(3) of the Law, other than a

provisional licence, and during the period of 6 years ending with the day on which the application for entry of the person's name in the register one or both of the following requirements have been satisfied in relation to the person for periods amounting in the aggregate to at least 4 years –

- (i) the person has held a current licence of the type described,
 - (ii) the person has held a current domestic driving permit;
- (c) has not during any part of the period of 4 years ending with the day on which the application is made been disqualified for holding or obtaining a licence to drive a motor car or heavy motor car; and
- (d) is –
- (i) under the age of 70 years,
 - (ii) medically fit, and
 - (iii) a fit and proper person to have his or her name entered in the register.³
- (2) For the purposes of paragraph (1)(b)(ii) of this Article, “domestic driving permit” has the meaning assigned to it by Article 8(7) of the Law.

3 Examination and test

- (1) A candidate for the examination shall supply the Inspector of Motor Traffic with such particulars as the Minister may determine.
- (2) The examination shall consist of a written and practical part and the practical part shall consist of tests of driving technique and instructional ability.
- (3) A candidate for the examination must pass the written part before he or she takes the practical part and the candidate must have passed such written part not earlier than one year before he or she passes the practical part.
- (4) The test shall take such form as the Minister may determine and shall include the attendance of the examiner while the driving instructor is giving instruction to a pupil.
- (5) A candidate for the practical part of the examination or for the test shall provide a motor car or heavy motor car in respect of which the following conditions shall apply –
 - (a) the vehicle shall be fitted with –
 - (i) right hand steering, and
 - (ii) a manual transmission system;
 - (b) the vehicle shall be in a roadworthy condition;
 - (c) there shall be in existence an insurance covering the vehicle during the practical part of the examination or the test, as the case may be, against any liability of the candidate or the examiner as the driver or the person in charge of the vehicle for the death or bodily injury to third parties (including any passengers in the vehicle) as

required by the [Motor Traffic \(Third-Party Insurance\) \(Jersey\) Law 1948](#), and against any liability of the examiner whilst he or she is driving or in charge of the vehicle for damage to the vehicle or to any other property.

4 Official title of driving instructor, certificate of registration and badge

- (1) The official title for use by driving instructors shall be “Approved Driving Instructor”.
- (2) The application for the entry of a person’s name in the register shall be in the form set out in Form 1 of Schedule 1 and the application for retention of a person’s name in the register shall be in the form set out in Form 2 of Schedule 1.
- (3) The certificate for issue to driving instructors as evidence of their names being in the register shall be in the form set out in Form 3 of Schedule 1.
- (4) The badge for use by driving instructors shall be in the form and colours shown in Schedule 2.

5 Requirements for motor cars used for driving instruction by driving instructors

- (1) A motor car or heavy motor car used for driving instruction shall be fitted with –
 - (a) right hand steering;
 - (b) in the case of a motor car, approved dual control;
 - (c) 2 L plates;
 - (d) in the case of –
 - (i) a motor car, 2 interior mirrors,
 - (ii) a heavy motor car, 2 exterior mirrors.⁴
- (2) The L plates fitted in pursuance of paragraph (1)(c) shall be mounted on a flat perpendicular surface and one plate shall be fitted on the front of the vehicle and the other plate on the rear of the vehicle.
- (3) A badge of the type prescribed by Article 4 shall be displayed in a conspicuous position in the vehicle.
- (4) A vehicle used for driving instruction shall at all times be kept in a clean and roadworthy condition and the interior of the vehicle shall be tidy and free of any loose objects or other thing which might distract the attention of the driver.⁵
- (5) Where a driving instructor uses an alternative vehicle for giving driving instruction the requirements of paragraphs (1)(a), (c) and (d), (2) and (4) shall be complied with in respect of that alternative vehicle.

6 Exemptions

- (1) The Minister may exempt any person from all or any of the provisions of this Order.
- (2) Any exemption granted under paragraph (1) may be granted subject to such conditions as the Minister may impose and the Minister may at any time vary such conditions.

7 Fees⁶

- (1) A person applying to submit himself or herself to the written part of the examination must pay a fee of £106.50.
- (2) A person applying to submit himself or herself to the practical part of the examination must pay a fee of £106.50.
- (3) The fee to be paid by a person who applies for the retention of his or her name in the register for a further period of 4 years is £215.00.
- (4) The fee to be paid by a person who applies for the entry of his or her name in the register is £215.00.

8 Citation

This Order may be cited as the Motor Cars (Driving Instruction) (Jersey) Order 1982.

SCHEDULE 1⁷

(Articles 4 and 5)

FORM 1**APPLICATION FOR ENTRY OF A PERSON'S NAME IN THE REGISTER**

(Article 4(2))

| | | | |
|---|---------------|-------|---------|
| Surname Mr. Mrs. Miss. Ms. | | | |
| Forename or other names | | | |
| Private address | | | |
| Date of Birth Telephone No. | | | |
| Do you hold a current (NOT Provisional) driving licence issued in Jersey? | | | yes/no |
| If YES, state Parish of issue | | | |
| Licence No.: | | | |
| Have you held a full driving licence (Jersey or of another country) for periods amounting in aggregate to at least 4 years in the last 6 years? | | | yes/no |
| Have you been convicted of a motoring offence within the last 10 years? | | | yes/no |
| If YES, give particulars of each offence as follows: | | | |
| Particulars of offence | Name of Court | Date | Penalty |
| | | | |
| | | | |
| | | | |
| | | | |
| Have you been convicted or bound over for any other offence within the last 10 years? | | | yes/no |
| If YES, give particulars of each offence as follows: | | | |
| Particulars of offence | Name of Court | Date | Penalty |
| | | | |

yes/no

FORM 2**APPLICATION FOR RETENTION OF A PERSON'S NAME IN THE REGISTER**

(Article 4(2))

| | | | |
|--|---------------|------------------|---------|
| Surname Mr. Mrs. Miss. Ms. | | | |
| Forename or other names | | | |
| Private address | | | |
| | | | |
| Date of Birth Telephone No. | | | |
| Licence details. | | | |
| Issuing Authority | | Licence No. | |
| Groups | | | |
| | | | |
| Have you been convicted of any motoring or other offence since your last application? Yes/no | | | |
| If YES, give details: | | | |
| Particulars of offence | Name of Court | Date | Penalty |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| Are court proceedings of any kind pending against you? | | | yes/no |
| If YES, give details: | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| I DECLARE that the above particulars are correct to the best of my knowledge and belief. | | | |
| Signed | | Date | |
| | | | |
| | | | |

FORM 3**FORM OF CERTIFICATE OF REGISTRATION**

(Article 4(3))

PHOTOGRAPH

RDI (3)

CERTIFICATE OF REGISTRATION
ON BEHALF OF THE MINISTER FOR
INFRASTRUCTURE
I CERTIFY THAT

IS INCLUDED IN THE REGISTER OF
APPROVED DRIVING INSTRUCTORS

This certificate is valid until
the last day of

.....

SIGNATURE OF
HOLDER

.....
.....

Inspector of Motor Traffic

Date

SCHEDULE 2

(Articles 4 & 5)

BADGE FOR USE BY DRIVING INSTRUCTORS



white

red

ENDNOTES

Table of Legislation History

| Legislation | Year and No | Commencement |
|---|----------------------------------|----------------|
| Motor Cars (Driving Instruction) (Jersey) Order 1982 | R&O.7028 | 1 April 1982 |
| Motor Cars (Driving Instruction) (Amendment) (Jersey) Order 1989 | R&O.7926 | 1 August 1989 |
| Motor Cars (Driving Instruction) (Amendment No. 2) (Jersey) Order 1989 | R&O.8009 | 1 January 1990 |
| Motor Cars (Driving Instruction) (Amendment No. 3) (Jersey) Order 1992 | R&O.8493 | 1 January 1993 |
| Motor Cars (Driving Instruction) (Amendment No. 4) (Jersey) Order 1993 | R&O.8618 | 1 January 1994 |
| Motor Cars (Driving Instruction) (Amendment No. 5) (Jersey) Order 1994 | R&O.8751 | 1 January 1995 |
| Motor Cars (Driving Instruction) (Amendment No. 6) (Jersey) Order 1995 | R&O.8879 | 1 January 1996 |
| Motor Cars (Driving Instruction) (Amendment No. 7) (Jersey) Order 1996 | R&O.8975 | 1 January 1997 |
| Motor Cars (Driving Instruction) (Amendment No. 8) (Jersey) Order 1997 | R&O.9156 | 1 January 1998 |
| Motor Cars (Driving Instruction) (Amendment No. 9) (Jersey) Order 1998 | R&O.9243 | 1 January 1999 |
| Motor Cars (Driving Instruction) (Amendment No. 10) (Jersey) Order 1999 | R&O.9456 | 1 January 2000 |
| Motor Cars (Driving Instruction) (Amendment No. 11) (Jersey) Order 2000 | R&O.105/2000 | 1 January 2001 |
| Motor Cars (Driving Instruction) (Amendment No. 12) (Jersey) Order 2001 | R&O.163/2001 | 1 January 2002 |
| Motor Cars (Driving Instruction) (Amendment No. 13) (Jersey) Order 2002 | R&O.142/2002 | 1 January 2003 |

| Legislation | Year and No | Commencement |
|--|----------------------------------|---------------------|
| Motor Cars (Driving Instruction) (Amendment No. 14) (Jersey) Order 2003 | R&O.116/2003 | 1 January 2004 |
| Motor Cars (Driving Instruction) (Amendment No. 15) (Jersey) Order 2004 | R&O.121/2004 | 1 January 2005 |
| States of Jersey (Amendments and Construction Provisions No. 7) (Jersey) Regulations 2005 | R&O.47/2005 | 9 December 2005 |
| Motor Cars (Driving Instruction) (Amendment No. 16) (Jersey) Order 2005 | R&O.118/2005 | 1 January 2006 |
| States of Jersey Transfer of Functions No. 1) (Home Affairs to Transport and Technical Services) (Jersey) Regulations 2006 | R&O.41/2006 | 1 May 2006 |
| Motor Cars (Driving Instruction) (Amendment No. 17) (Jersey) Order 2007 | R&O.20/2007 | 1 February 2007 |
| Motor Cars (Driving Instruction) (Amendment No. 18) (Jersey) Order 2007 | R&O.166/2007 | 1 January 2008 |
| Motor Cars (Driving Instruction) (Amendment No. 19) (Jersey) Order 2008 | R&O.159/2008 | 1 January 2009 |
| Transport and Technical Services (Driver and Vehicle Standards – 2010 Fees and Miscellaneous Provisions) (Jersey) Order 2009 | R&O.141/2009 | 1 January 2010 |
| Transport and Technical Services (Driver and Vehicle Standards – 2011 Fees) (Jersey) Order 2010 | R&O.121/2010 | 1 January 2011 |
| Transport and Technical Services (Driver and Vehicle Standards – 2012 Fees) (Jersey) Order 2011 | R&O.163/2011 | 1 January 2012 |
| Transport and Technical Services (Driver and Vehicle Standards – 2013 Fees) (Jersey) Order 2012 | R&O.134/2012 | 1 January 2013 |
| Transport and Technical Services (Driver and Vehicle Standards – 2014 Fees) (Jersey) Order 2013 | R&O.155/2013 | 1 January 2014 |
| Transport and Technical Services (Driver and Vehicle Standards – 2015 Fees) (Jersey) Order 2014 | R&O.211/2014 | 1 January 2015 |

| Legislation | Year and No | Commencement |
|--|----------------------------------|----------------|
| States of Jersey (Transfer of Functions No. 8) (Miscellaneous Transfers) (Jersey) Regulations 2015 | R&O.158/2015 | 1 January 2016 |
| Infrastructure (Driver and Vehicle Standards – 2016 Fees) (Jersey) Order 2015 | R&O.167/2015 | 1 January 2016 |
| Infrastructure (Driver and Vehicle Standards – 2017 Fees) (Jersey) Order 2016 | R&O.139/2016 | 1 January 2017 |
| Infrastructure (Driver and Vehicle Standards – 2018 Fees) (Jersey) Order 2017 | R&O.133/2017 | 1 January 2018 |
| Infrastructure (Driver and Vehicle Standards – 2019 Fees) (Jersey) Order 2018 | R&O.144/2018 | 1 January 2019 |
| Infrastructure (Driver and Vehicle Standards – 2020 Fees) (Jersey) Order 2019 | R&O.142/2019 | 1 January 2020 |
| Infrastructure (Driver and Vehicle Standards – 2021 Fees) (Jersey) Order 2020 | R&O.174/2020 | 1 January 2021 |
| Infrastructure (Driver and Vehicle Standards – 2022 Fees) (Jersey) Order 2021 | R&O.165/2021 | 1 January 2022 |

Table of Endnote References

¹

This Order has been amended by the States of Jersey (Amendments and Construction Provisions No. 7) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government

This Order has been further amended by the States of Jersey (Transfer of Functions No. 1) (Home Affairs to Transport and Technical Services)) (Jersey) Regulations 2006. The amendments give effect to the transfer of functions from the Minister for Home Affairs to the Minister for Transport and Technical Services

² Article 1

amended by R&O.7926

³ Article 2(1)

amended by R&O.7926

⁴ Article 5(1)

amended by R&O.7926

⁵ Article 5(4)

amended by R&O.7926

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- ⁶ *Article 7* substituted by R&O.144/2018, R&O.142/2019,
R&O.174/2020, R&O.165/2021
- ⁷ *Schedule 1* amended by R&O.158/2015