

# ORDER IN COUNCIL

**IV**  
**2007**

ratifying a Projet de Loi

ENTITLED

## **The Invalid Carriages (Sark) (Amendment) Law, 2006**

(Registered on the Records of the Island of Guernsey  
on the 19th February, 2007.)



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2007

## ORDER IN COUNCIL



### IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

19<sup>th</sup> day of February, 2007 before Geoffrey Robert Rowland, Esquire, Bailiff;  
present:- David Charles Lowe, OBE, Derek Martin Le Page, Stephen Edward Francis  
Le Poidevin, Alan Cecil Bisson, Keith Bichard, OBE, Michael Henry De La Mare  
David Osmond Le Conte Esquires, The Reverend Peter Gerald Lane, Susan  
Mowbray, and Barbara Jean Bartie, Jurats.

The Bailiff having this day placed before  
the Court an Order of Her Majesty in Council dated the 14<sup>th</sup> December 2006 approving and  
ratifying a Projet de Loi of the Chief Pleas of the Island of Sark entitled “The Invalid Carriages  
(Sark) (Amendment) Law, 2006”, THE COURT, after the reading of the said Order in Council  
and after having heard Her Majesty’s Procureur thereon, ORDERED:-

1. That the said Order in Council be registered on the records of this Island and
2. That an extract of this present Act, together with a copy of the said Order in  
Council, be sent by Her Majesty’s Greffier to the Sénéchal of Sark for  
registration on the records of that Island.



*At the Court at Buckingham Palace*

THE 14TH DAY OF DECEMBER 2006

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY  
IN COUNCIL

The following report from the Committee of Council for the Affairs of Jersey and Guernsey was today read at the Board:

"In accordance with Your Majesty's General Order of Reference of 22 February 1952 the Committee have considered a Petition of the Chief Pleas of the Island of Sark:

"That, in pursuance of their Resolutions of 19 January 2006 and 19 April 2006, the Chief Pleas of the Island of Sark at a meeting on 5 July 2006 approved a *Projet de Loi* entitled *The Invalid Carriages (Sark) (Amendment) Law 2006*. That the *Projet de Loi* is as set forth in the attached Schedule. The Petition most humbly prays that Your Majesty might be graciously pleased to sanction *The Invalid Carriages (Sark) (Amendment) Law 2006*, and to order that it shall have force of law in the Island of Sark.

"The Committee have considered the *Projet de Loi* and have agreed to report that it may be advisable for Your Majesty to approve and ratify it."

Her Majesty, having taken the report into consideration, was pleased, by and with the advice of Her Privy Council, to approve and ratify the *Projet de Loi* (a copy of which is annexed to this Order) and to order that it, together with this Order, shall have the force of law in the Island of Sark and shall be entered on the Register of the Island of Guernsey and observed accordingly.

Her Majesty's Officers in the Bailiwick of Guernsey, and all others whom it may concern, are therefore to take notice of Her Majesty's Order and to proceed accordingly.

*A. K. Galloway*

# PROJET DE LOI

ENTITLED

## **The Invalid Carriages (Sark) (Amendment) Law, 2006**

**THE CHIEF PLEAS OF SARK**, in pursuance of their Resolutions of the 19th January, 2006 and 19th April, 2006, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Island of Sark.

### **Amendments to the 1967 Law**

1. The Invalid Carriages (Sark) Law, 1967<sup>a</sup> is hereby amended as follows -

- (a) immediately after section 1, insert the following additional section-

#### **“Driving licence fees.**

**1A.** (1) There shall be chargeable in respect of the issue or renewal of an invalid carriage licence issued under the provisions of this Law a licence fee calculated in accordance with this section.

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<sup>a</sup> Ordres en Conseil, Vol. XXI, p. 196.

(2) The fee chargeable under this section shall be such sum as the Committee shall prescribe, being a sum not greater than the sum prescribed for that purpose from time to time by Ordinance of the Chief Pleas.

- (b) in section 5(1), the definition of “invalid carriage” is deleted and the following definition substituted -

“invalid carriage” means -

- (a) an electrically propelled vehicle the weight of which unladen and excluding the weight of the traction batteries does not exceed 254 kilograms and which is specially designed and constructed, and not merely adapted, for the use of a person suffering from some physical defect or disability and is used solely by such a person; or

- (b) a bicycle or tricycle which -  
(i) has a kerbside weight not exceeding -

- (aa) in the case of a bicycle,

40

kilograms;

and

(bb) in the case

of a

tricycle,

60

kilograms;

(ii) is fitted with pedals by means of which it is capable of being propelled; and

(iii) is fitted with no motor other than an electric motor which -

(aa) has a

continuous

rated output

which,

when

installed in

the vehicle

with the

nominal

voltage

supplied,

does not  
exceed, in  
the case of  
a bicycle,  
0.2  
kilowatts,  
and in the  
case of a  
tricycle,  
0.25  
kilowatts;  
and

(bb) cannot  
propel the  
vehicle  
when it is  
travelling at  
more than  
15 miles  
per hour;”

**Amendments to the Ordinance of 1967.**

2. In the Road Traffic (Tractors and Invalid Carriages) (Sark) Ordinance, 1967, as amended -

- (a) at the end of section 10(1), immediately after the words  
“as the case may be” there shall be added “Provided



that in the case of an invalid carriage which is a bicycle or tricycle the requirements of this section shall be satisfied if there is fitted one such lamp to the front and one such lamp to the rear of the invalid carriage”; and

- (b) in section 19(1), for the definition of “invalid carriage” there is substituted the following -

“invalid carriage” has the meaning assigned to it by the Invalid Carriages (Sark) Law, 1967”.

**Interpretation.**

2. The Interpretation (Guernsey) Law, 1948<sup>b</sup> applies to the interpretation of this Law.

**Citation.**

3. This Law may be cited as the Invalid Carriages (Sark) (Amendment) Law, 2006.

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<sup>b</sup> Ordres en Conseil Vol. XIII, p. 355.