



**THE ROAD TRAFFIC (AMENDMENT) BILL
(No. X of 2018)**

Explanatory Memorandum

The main object of this Bill is to amend the Road Traffic Act so as to –

- (a) do away with the present regime of Fixed Penalty Notice (FPN) whereby a person had the option to elect either to accept an FPN or to be reported with a view to proceedings being taken against him before a Court and to replace it with a more efficient regime whereby a person who refuses an FPN shall nevertheless be served with the FPN, the reason being that many persons who have refused the FPN later make requests to be issued with the FPN, which is currently not possible;
- (b) provide for the disqualification of a person where he is convicted of 5 cumulative road traffic offences, in lieu of 6;
- (c) consolidate the list of offences in relation to which an FPN may be served;
- (d) criminalise, inter alia, the possession, manufacture, sale, use, alteration or forgery of permits issued under the Act and parking coupons, with intent to deceive;
- (e) increase the fine, in respect of a person who, whilst being disqualified from holding or obtaining a driving licence or provisional driving licence or is disqualified from driving in Mauritius, is found to be driving on a road, from a maximum of 2,000 rupees to a fine of not less than 50,000 rupees and not exceeding 100,000 rupees;
- (f) increase fines in respect of other road traffic offences, including speeding;
- (g) review the prescribed limit for alcohol concentration in the blood, breath and urine; and
- (h) provide for related matters.

06 July 2018

N. BODHA, G.C.S.K.
Minister of Public Infrastructure and Land Transport



**THE ROAD TRAFFIC (AMENDMENT) BILL
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ARRANGEMENT OF CLAUSES

Clause

- | | |
|--|---|
| 1. Short title | 15. Section 161 of principal Act amended |
| 2. Interpretation | 16. Section 163 of principal Act amended |
| 3. Section 2 of principal Act amended | 17. Section 191 of principal Act repealed and replaced |
| 4. Section 21 of principal Act amended | 18. Section 192 of principal Act amended |
| 5. Section 40 of principal Act amended | 19. Section 193 of principal Act amended |
| 6. Section 43 of principal Act amended | 20. Section 195 of principal Act amended |
| 7. Section 53 of principal Act amended | 21. Section 196 of principal Act amended |
| 8. Section 76 to principal Act amended | 22. Fourth Schedule to principal Act repealed and replaced |
| 9. Section 79 of principal Act amended | 23. Seventh Schedule to principal Act repealed and replaced |
| 10. Section 123N of principal Act amended | 24. Eighth Schedule to principal Act amended |
| 11. Section 123AE of principal Act amended | 25. Twelfth Schedule added to principal Act |
| 12. Section 123AG of principal Act amended | 26. Consequential amendments |
| 13. Section 124 of principal Act amended | 27. Commencement |
| 14. Section 143A of principal Act amended | FIRST SCHEDULE |
| | SECOND SCHEDULE |
| | THIRD SCHEDULE |
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A BILL

To amend the Road Traffic Act

ENACTED by the Parliament of Mauritius, as follows –

1. Short title

This Act may be cited as the Road Traffic (Amendment) Act 2018.

2. Interpretation

In this Act –

“principal Act” means the Road Traffic Act.

3. Section 2 of principal Act amended

Section 2 of the principal Act is amended, in the definition of “prescribed limit” –

- (a) in paragraph (a), by deleting the figure “23” and replacing it by the figure “9”;
- (b) in paragraph (b), by deleting the figure “50” and replacing it by the figure “20”;
- (c) in paragraph (c), by deleting the figure “67” and replacing it by the figure “27”.

4. Section 21 of principal Act amended

Section 21 of the principal Act is amended, in subsection (3), by deleting the words “3,000 rupees” and “10,000 rupees” and replacing them by the words “5,000 rupees” and “20,000 rupees”, respectively.

5. Section 40 of principal Act amended

Section 40 of the principal Act is amended, in subsection (2), by deleting the words “an offence.” and replacing them by the words “an offence and shall, on conviction, be liable to a fine of not less than 50,000 rupees and not exceeding 100,000 rupees and to imprisonment for a term not exceeding 12 months.”.





6. Section 43 of principal Act amended

Section 43 of the principal Act is amended, in subsection (6), by deleting the words “an offence.” and replacing them by the words “an offence and shall, on conviction, be liable to a fine of not less than 50,000 rupees and not exceeding 100,000 rupees and to imprisonment for a term not exceeding 12 months.”.

7. Section 53 of principal Act amended

Section 53 of the principal Act is amended, in subsection (4)(c) –

- (a) in subparagraph (ii), by deleting the words “not exceeding 2,000 rupees” and replacing them by the words “of not less than 50,000 rupees and not exceeding 100,000 rupees”;
- (b) in subparagraph (iii), by deleting the words “not exceeding 2,000 rupees” and replacing them by the words “of not less than 50,000 rupees and not exceeding 100,000 rupees”.

8. Section 76 of principal Act amended

Section 76 of the principal Act is amended, in subsection (1)(b), by deleting the words “1,000 rupees” and “3 months” and replacing them by the words “20,000 rupees” and “12 months”, respectively.

9. Section 79 of principal Act amended

Section 79 of the principal Act is amended, in subsection (2), by deleting the figure “500” and replacing it by the figure “5,000”.

10. Section 123N of principal Act amended

Section 123N of the principal Act is amended, in subsection (4), by deleting the words “2,000 rupees” and replacing them by the words “5,000 rupees”.

11. Section 123AE of principal Act amended

Section 123AE of the principal Act is amended, in subsection (2), by deleting the figure “3,000” and replacing it by the figure “10,000”.

12. Section 123AG of principal Act amended





Section 123AG of the principal Act is amended –

- (a) in subsection (2), by deleting the words “Where a”, “sixth occasion” and “sixth offence” and replacing them by the words “Subject to subsection (10), where a”, “fifth occasion” and “fifth offence”, respectively;
- (b) in subsection (7)(a), by deleting the words “Where the” and “sixth conviction” and replacing them by the words “Subject to subsection (10), where the” and “fifth conviction”, respectively;
- (c) by inserting, after subsection (8), the following new subsection –

(8A) (a) The licensing officer shall, where a person is convicted on a third occasion of one or more offences specified in the second column of the Third Schedule and those offences are committed within a period of 24 months, issue that person with a Cumulative Road Traffic Convictions Notice in the form set out in the Twelfth Schedule.

(b) Failure to comply with paragraph (a) shall not be a bar for the licensing officer to make an application under subsection (7)(a).

- (d) by adding the following new subsection –

(10) (a) Subject to paragraph (b), a person shall, where he is convicted on a fifth occasion of one or more offences specified in the second column of the Third Schedule, be disqualified in accordance with this section only where those offences have been committed on or after the commencement of this subsection.

(b) Where a person has, prior to the commencement of this subsection, committed at least one offence specified in the second column of the Third Schedule, he shall be disqualified in accordance with this section only if he is convicted on a sixth occasion, as if the amendments brought to subsections (2) and (7)(a) have not come into operation.

13. Section 124 of principal Act amended

Section 124 of the principal Act is amended, in subsection (4)(a), by deleting the words “5,000 rupees”, “third or” and “10,000 rupees” and replacing them by





the words “50,000 rupees”, “second or” and “75,000 rupees”, respectively.

14. Section 143A of principal Act amended

Section 143A of the principal Act is amended, in subsection (2), by deleting the figures “500” and “1,000” and replacing them by the figures “1,000” and “5,000”, respectively.

15. Section 161 of principal Act amended

Section 161 of the principal Act is amended –

(a) in subsection (3) –

- (i) in paragraph (a), by deleting the words “under this Act” and replacing them by the words “or permit issued under this Act, or a photocopy thereof”;
- (ii) in paragraph (c), by deleting the words “Part VI” and replacing them by the words “this Act”;
- (iii) by adding the following new paragraph, the full stop at the end of paragraph (j) being deleted and replaced by the words “; or” and the word “or” at the end of paragraph (i) being deleted –

(k) a parking coupon.

(b) by adding the following new subsection –

(4) In this section –

“parking coupon” means a document allowing a person to park his vehicle in a paid parking zone.

16. Section 163 of principal Act amended

Section 163 of the principal Act is amended, in subsection (1)(b), by deleting the words “10,000 rupees” and “12 months” and replacing it by the words “100,000 rupees” and “5 years”, respectively.

17. Section 191 of principal Act repealed and replaced





Section 191 of the principal Act is repealed and replaced by the following section –

191. Fixed Penalty Notice

(1) Where a person commits an offence specified in the second column of the Fourth Schedule, the police officer, road transport inspector or traffic warden who detects the offence shall –

- (a) immediately serve a Fixed Penalty Notice (FPN) on that person calling upon him to pay, within 28 days from the date of the offence, the appropriate fine specified in that Schedule;
- (b) where that person refuses the FPN under paragraph (a), serve, within 10 days of the date of the offence, the FPN by sending it by registered post to that person's usual or last known place of residence or business address, calling upon him to pay, within 28 days from the date of the offence, the appropriate fine specified in that Schedule,

to the appropriate District Court.

(2) The FPN shall be in the form set out in the Seventh Schedule and be drawn up in quadruplicate.

(3) The police officer, road transport inspector or traffic warden who detects the offence shall –

- (a) serve or cause to be served the original of the FPN on the offender;
- (b) forward one copy of the FPN to the Commissioner of Police or the Commissioner, as the case may be;
- (c) forward one copy of the FPN to the appropriate District Court; and
- (d) retain the fourth copy of the FPN.

(4) Nothing in this section shall invalidate any FPN served prior to the commencement of this section and that FPN shall continue to be dealt with in





accordance with the repealed section 191.

18. Section 192 of principal Act amended

Section 192 of the principal Act is amended, in subsection (1), by deleting the figure “21” and replacing it by the figure “28”.

19. Section 193 of principal Act amended

Section 193 of the principal Act is amended by deleting the words “the time limit mentioned in the notice” and “second column” and replacing them by the words “28 days of the date of the offence” and “third column”, respectively.

20. Section 195 of principal Act amended

Section 195 of the principal Act is amended by deleting the words “21 days” wherever they appear and replacing them by the words “28 days”.

21. Section 196 of principal Act amended

Section 196 of the principal Act is amended by deleting the words “21 days” and replacing them by the words “28 days”.

22. Fourth Schedule to principal Act repealed and replaced

The Fourth Schedule to the principal Act is repealed and replaced by the Fourth Schedule set out in the First Schedule to this Act.

23. Seventh Schedule to principal Act repealed and replaced

The Seventh Schedule to the principal Act is repealed and replaced by the Seventh Schedule set out in the Second Schedule to this Act.

24. Eighth Schedule to principal Act amended

The Eighth Schedule to the principal Act is amended by deleting the words “21 days” wherever they appear and replacing them by the words “28 days”.

25. Twelfth Schedule added to principal Act

The principal Act is amended by adding the Twelfth Schedule set out in the Third Schedule to this Act.





26. Consequential amendments

(1) The Road Traffic (Paid Parking) Regulations 2002 is amended, in regulation 2, by deleting the definition of “parking coupon”.

(2) The Road Traffic (Pedestrian Crossings) Regulations 2002 is amended, in regulation 10, by deleting the figure “1,000” and replacing it by the figure “5,000”.

(3) The Road Traffic (Use of High Visibility Clothing) Regulations 2013 is amended, in regulation 5, by deleting the figure “1,000” and replacing it by the figure “5,000”.

27. Commencement

(1) Subject to subsection (2), this Act shall come into operation on a date to be fixed by Proclamation.

(2) Different dates may be fixed for the coming into operation of different sections of this Act.





FIRST SCHEDULE
 [Section 22]

FOURTH SCHEDULE
 [Section 191(1)]

	Offences	Fine (Rs)
1.	Acting as conductor of a public service vehicle without licence – sections 108 and 163	500
2.	Admitting into the front seat of a motor vehicle, other than a motor bus, a child under the age of 10 whilst the vehicle is in motion – section 163 and regulation 40C of the Road Traffic Regulations 1954	2,000
3.	Admitting more passengers in public service vehicle – section 79(2)	1,000
4.	Alighting or picking up passengers at a place other than at a bus stop – regulations 114(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
5.	Allowing door to remain open while vehicle is in motion – section 163 and regulation 3(ix) of the Road Traffic (Conductors and Drivers of Public Service Vehicles) Regulations 1954	1,000
6.	Allowing vehicle to stand on a road so as to cause obstruction on the road – regulations 75 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
7.	Allowing vehicle to remain at rest on central reservation – section 163 and regulation 8 of the Road Traffic (Motorways) Regulations 1964	2,000
8.	Altering silencer of vehicle in such a way that the noise caused by the escape of the exhaust gases is made greater by the alteration – regulations 83(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
9.	Beacon lamp not emitting light – regulations 44 and 125 of the Road Traffic (Construction and Use of vehicles) Regulations 2010	1,000



10.	Brake lamps out of order – regulations 41 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
11.	Breach of condition attached to a petrol service station licence or a private petrol station licence – sections 163 and 166A(4)(c)	500
12.	Breach of condition attached to carrier's licence – sections 87(4) and 163	500
13.	Breach of condition attached to public service vehicle licence – sections 76(7) and 163	1,000
14.	Breach of condition attached to road service licence – section 77(3)	1,000
15.	Breach of lane discipline on a dual carriageway – section 123AM(2), (3), (4), (5) and (6)	1,000
16.	Breach of motor dealer's licence – regulations 4(1) and 12 of the Road Traffic (Motor Dealer's Vehicle Licence) Regulations 1988	500
17.	Bus having gross weight exceeding 3,500 kilogrammes not fitted with reversing alarm – regulations 23(3) and 125 of the Road Traffic (Construction and Use of vehicles) Regulations 2010	1,000
18.	Driving on a road any vehicle which causes, or is liable to cause, danger to a person by reason of the load or part of it being insecurely fastened and falling, or liable to fall, from the vehicle, or projecting from the vehicle – sections 123V(1) and 163	2,000
19.	Carrying a passenger on a motorcycle or an auto cycle not constructed or adapted to carry more than one person – section 163 and regulation 40(19)(f) of the Road Traffic Regulations 1954	1,500
20.	Carrying a passenger on a motorcycle or an auto cycle not fitted with support or rests – regulations 122(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,500
21.	Carrying inflammable liquid in or on public service vehicle – regulations 92 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000





22.	Carrying load on handle bar of a motorcycle or an auto cycle – regulations 121(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
23.	Carrying more than one person as pillion rider on a motor cycle or an auto cycle – sections 123Y(1) and 163	1,500
24.	Carrying person(s) in the open pick up area of a double cab pick up/dual purpose vehicle – regulations 69(6)(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
25.	Carrying unauthorised person in a motor vehicle used under a motor vehicle dealer's licence – regulations 4(2) and 12 of the Road Traffic (Motor Vehicle Dealer's Licence) Regulations 1988	500
26.	Causing a motor vehicle to travel backwards for a greater distance or time than may be necessary for turning or other reasonable purpose – section 163 and regulation 40(2) of the Road Traffic Regulations 1954	1,500
27.	Causing a vehicle to be used in contravention of the laden or axle weight – section 166(1)(b)	1,500
28.	Displaying advertisement on taxi not as prescribed – regulations 13(2) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
29.	Displaying without authorisation upon or near the windscreen or any window of taxi any word, letter, sign or label – regulations 11 and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
30.	Driving a motor vehicle at such a speed so as to cause obstruction – regulations 75 (a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
31.	Driving a motor vehicle in such a position that the driver is unable to have proper control of the vehicle – regulations 78(1)(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000





32.	Driving a motor vehicle in such a position that the driver is unable to retain a full view of the road and traffic ahead – regulations 78(1)(b) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
33.	Driving a motor vehicle, other than a motorcycle or an auto cycle not fitted with an enclosed compartment, which is not fitted with an efficient windscreen wiper – regulations 20 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
34.	Driving a motor vehicle with its front windscreen and windows having a visual transmission of light of less than 75 per cent – regulations 18(5) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
35.	Driving a motor vehicle with non-transparent material placed on windscreen/window in such manner as to obstruct the driver's view of the road – regulations 79(1)(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
36.	Driving a motor vehicle with gear lever in neutral position – regulations 78(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
37.	Driving a motor vehicle with person driving or riding in the front or rear seat failing to wear a seat belt – regulations 87(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
38.	Driving a motor vehicle whilst being in such a position as to be able to see a television receiving apparatus or other cinematographic apparatus – regulations 89(1)(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
39.	Driving a motor vehicle without horn – regulations 23(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500





40.	Driving a motor vehicle, other than a motorcycle or an auto cycle, on a road without an insurance vignette being affixed to and conspicuously displayed on the left corner of its windscreen – sections 57A(2)(b) and 163	2,000
41.	Driving a motor vehicle with more than four front lamps at a time – regulations 103(4) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
42.	Driving a motorcycle or an auto cycle, on a road without an insurance vignette being affixed to and conspicuously displayed on the near side of its front seat – sections 57A(2)(a) and 163	2000
43.	Driving a motorcycle whose engine capacity exceeds 50 cubic centimetres without keeping head lamp lighted at all times – regulations 103(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
44.	Driving a taxi without a valid certificate of registration – regulations 3 and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
45.	Driving on a public road designated and sign posted for one-way traffic in a direction other than that designated – section 163 and regulation 40(13) of the Road Traffic Regulations 1954	1,000
46.	Driving, moving, stopping or remaining at rest on a central reservation – section 163 and regulation 8 of the Road Traffic (Motorways) Regulations 1964	2,000
47.	Driving, riding, stopping or parking vehicle on footpath or part thereof – section 163 and regulation 3(3) of the Road Traffic (Driving and Parking Directions) Order 1951	1,000
48.	Emergency door of public service vehicle not in good working condition and not properly closed whilst in operation – section 163 and regulation 12B of the Road Traffic (Conductors and Drivers of Public Service Vehicles) Regulations 1954	2,000
49.	Exceeding speed limit by not more than 15 km per hour – section 124 and the Road Traffic (Speed) Regulations 2011	2,500





50.	Exceeding speed limit by more than 15 but not more than 25 km per hour – section 124(4) and the Road Traffic (Speed) Regulations 2011	5,000
51.	Exceeding speed limit by more than 25 km per hour – section 124(4) and the Road Traffic (Speed) Regulations 2011	10,000
52.	Failing to allow free and uninterrupted passage to a pedestrian using a crossing – regulations 3(b) and 10 of the Road Traffic (Pedestrian Crossings) Regulations 2002	1,500
53.	Failing to affix identification plates to the front and to the rear of a vehicle used under a motor vehicle dealer's licence – regulations 4(2)(d) and 12 of the Road Traffic (Motor Vehicle Dealer's Licence) Regulations 1988	500
54.	Failing to affix on the centre of the roof or the roof-rack of the taxi a yellow sign bearing the word "TAXI" in black – regulations 10(1) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
55.	Failing to fix registration mark of the vehicle – sections 19(1)(2) and 163	3,000
56.	Failing to fix registration plate in provided space – regulations 60(1)(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
57.	Failing to apply for permission to remove an unlicensed vehicle from premises where it is kept to other premises – sections 22 and 163	500
58.	Failing to carry a yellow indelible chalk or other appropriate yellow indelible marker – sections 68J(2) and section 163	500
59.	Failing to carry one emergency triangular warning sign in motor vehicle – regulations 70(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
60.	Failing to carry in a motor vehicle a fire extinguisher in an accessible position readily available for use – regulations 34 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500





61.	Failing to carry in his vehicle an Agreed Statement of Facts Form – section 68B(3) and (5)	500
62.	Failing to cause a clearly visible mark, as prescribed, to be embossed or printed on retreaded tyre – regulations 81(6) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
63.	Failing to communicate result of exhaust emission test to Commissioner within prescribed period – regulations 13(2) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000
64.	Failing to comply with conditions attached to a motor vehicle dealer's licence and with other requirements – regulations 4, 8, 9, 10 and 12 of the Road Traffic (Motor Vehicle Dealer's Licence) Regulations 1988	500
65.	Failing to comply with traffic sign and traffic direction – sections 123AD and 163 and Traffic Signs Regulations 1990	2,000
66.	Failing to display Certificate of fitness on motor vehicle/trailer – sections 114(5) and 122	1,000
67.	Failing to display class label on front of vehicle – regulations 2, 32 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
68.	Failing to cause to be displayed on contract bus the class of the vehicle and the service authorised under the licence – regulations 5(a)(i)(ii) and 8(4) of the Road Traffic (Control of Contract Car and Contract Bus Operations) Regulations 2016	500
69.	Failing to cause to be displayed at the front of a contract bus, the class of the vehicle – regulations 5(b) and 8(4) of the Road Traffic (Control of Contract Car and Contract Bus Operations) Regulations 2016	500
70.	Failing to ensure that bonnet hinged covers and doors are kept firmly shut on the primary catch while vehicle is in motion – regulations 77(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000





71.	Failing to equip motor vehicle with safety glass wherever glass is used in doors, windows and windscreens – regulations 18(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
72.	Failing to fit motor vehicle with speedometer located in a position – regulations 21 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
73.	Failing to fit a motorcycle, an auto cycle or a pedal cycle with a red reflector at its rear – regulations 47(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
74.	Failing to highlight chassis number of goods vehicle and trailer with white paint wherever it appears – regulations 5(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
75.	Failing to indicate intention to draw out from parking space – section 163 and regulation 40(15) of the Road Traffic Regulations 1954	1,000
76.	Failing to keep both hands on steering wheel of motor vehicle – regulations 78(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
77.	Failing to keep feet, at all times whilst moving, on footrests whilst riding auto cycle/motorcycle – regulations 122(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
78.	Failing to keep to the left or nearside of the road – section 163 and regulations 40(6) of the Road Traffic Regulations 1954	1,000
79.	Failing to stop a bus at a bus stop along its route – section 163 and regulation 4(2) of the Road Traffic (Conductors and Drivers of Buses) Regulations 1954	1,000
80.	Failing to park bus within 1.5 meters from the rear of preceding bus at bus stop – regulations 114(d) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500





81.	Failing to stop bus with its front within 600 millimetres from a bus stop sign – regulations 114(b) and 125 of Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
82.	Failing to wear high visibility clothing whilst driving a motorcycle or an auto cycle – regulations 2, 3(1) and 5 of Road Traffic (Use of High Visibility Clothing) Regulations 2013	1,000
83.	Failing to wear securely a prescribed protective helmet while riding a motorcycle or auto cycle – section 123N(3)(a) and (4)	1,500
84.	Failing, whilst driving or whenever the taxi is standing, to display registration certificate inside the taxi in a manner clearly visible from outside – regulations 6(1) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
85.	Failing to display licence number and base of operation on the front doors of a taxi – regulations 12 and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
86.	Failing to equip emergency exit of bus with an electrical sensor such that the driver is given audible and visual alarm when the door is not securely fastened – regulation 3(2)(a) and paragraph 5 of Part 1 of Fourth Schedule and regulation 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
87.	Failing to extinguish main beam of light emitted by headlamp of motor vehicle – regulations 103(6) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
88.	Failing to give proper signal when about to turn or stop – section 163 and regulation 40(1)(i) of the Road Traffic Regulations 1954	1,000
89.	Failing to give way to traffic from the right when approaching a roundabout – section 163 and regulation 40(6) of the Road Traffic Regulations 1954	1,000
90.	Failing to give way when coming out of a less important road onto a more important one – section 163 and regulation 40(2)(5) of the Road Traffic Regulations 1954	1,000





91.	Failing to issue ticket – regulations 3(2) and 17 of the Road Traffic (Bus Fares) Regulations 2016	500
92.	Failing to issue, prior to delivery of a new or second hand imported motor vehicle to its owner, a certificate stating that the motor vehicle has been correctly inspected complies with the specified standard for exhaust and noise emissions – regulations 14 and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000
93.	Failing to keep register whilst driving taxi – regulations 7(1) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
94.	Failing to operate and maintain approved facility – regulations 15(1) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	5,000
95.	Failing to overtake traffic on the right – section 163 and regulation 40(1)(f) of the Road Traffic Regulations 1954	1,000
96.	Failing to produce carrier's licence on demand – section 163 and regulation 26 of the Road Traffic (Public Service Vehicle, Road Service and Carrier's Licence) Regulations 1964	500
97.	Failing to produce conductor's or driver's licence or badge on demand – section 163 and regulation 12A (8) of the Road Traffic (Conductors and Drivers of Public Service Vehicles) Regulations 1954	500
98.	Failing to produce driving licence or an up to date photocopy in the actual size of the original on request when driving a motor vehicle on a road – sections 46(1) and 163	500
99.	Failing to produce driving licence within 5 days at such police station as specified by driver on request – section 46(3) and (4)	1,000
100 .	Failing to produce public service vehicle licence on demand – section 163 and regulation 20 of the Road Traffic (Public Service Vehicles, Road Service and Carrier's Licence) Regulations 1964	500





101 .	Failing to produce register of driver on demand – regulations 7(1)(b) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
102 .	Failing to submit monthly return – section 163 and regulations 2, 3 and 4 of the Road Traffic (Public Service Vehicles) (Records and Returns) Regulations 1984	500
103 .	Failing to submit vehicle to exhaust emission test – regulations 13(1) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000
104 .	Failing to take his vehicle to a place specified by an authorised officer for an opacity test – regulations 16(1) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	1,000
105 .	Failing to comply with a notice to take his vehicle to a place specified by an authorised officer for a noise emission test within the specified period of time – section 163 and regulation 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	1,000
106 .	Failing, in case of an accident, a breakdown or an emergency, to Display, or to cause to be displayed, a triangular warning sign – regulations 70(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
107 .	Failing to use a dipped beam of light when approaching another vehicle from the rear at a distance of 100 metres – regulations 104 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
108 .	Failing to wear a seat belt whilst driving a motor vehicle – regulations 87(1)(a)(i) and (b) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
109 .	Failing, when acting as conductor or driver of a public service vehicle, to wear a badge in a conspicuous position – section 163 and regulation 12A(2) of the Road Traffic (Conductors and Drivers of Buses) Regulations 1954	500





110 .	Fitting a wireless receiving apparatus or sound transmitting apparatus to a bus without the written permission of the Commissioner – regulations 3(2)(a) and 125 of, and paragraph 23 of Part I of the Fourth Schedule to, the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
111 .	Fitting motor vehicle with a bull bar – regulations 4(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
112 .	Fitting motor vehicle with siren, bell, gong or multi-tone horn – regulations 23 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
113 .	Bodywork, upholstery, fittings and accessories not in good and serviceable condition – regulations 4(1) and 125 the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
114 .	Fitting of spot lamp on motor vehicle – regulations 106 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
115 .	Fitting, or causing to be fitted, any additional seat in motor vehicle without approval of Commissioner – section 163 and regulation 48B of the Road Traffic Regulations 1954	1,000
116 .	Fog lamp not fitted in prescribed manner – regulations 38 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
117 .	Trailer, bus or goods vehicle with gross weight exceeding 3,500 kilogrammes not fitted with reversing alarm – regulations 23 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
118 .	Failing to wear high visibility clothing whilst riding a motorcycle or an auto cycle as pillion rider – regulations 2, 3(2) and 5 of the Road Traffic (Use of High Visibility Clothing) Regulations 2013	1,000





119 .	Hiring a motor vehicle as a whole or at separate fares, without ascertaining that the vehicle is licensed for the purpose of such travel – section 143A(1) and (2)	2,000
120 .	Motor vehicle, or combination of vehicles, fitted with inefficient braking system – regulations 16(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
121 .	Exhaust silencer system not in good and efficient working order – regulations 83(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
122 .	Item not forming part of auto cycle/motor cycle suspended from or connected to any part of the handle bar or steering mechanism – regulations 121(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
123 .	Keeping a bus stationary at a bus stop for a longer period of time than is necessary for enabling a person to alight or to enter the bus – section 163 and regulation 4(2)(b) of the Road Traffic (Conductors and Drivers of Buses) Regulations 1954	1,000
124 .	Lamps inside bus not lighted during the hours of darkness in a prescribed manner – regulations 117 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
125 .	Lamp not fitted in prescribed manner – regulations 46 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
126 .	Layout of registration mark not as prescribed – regulations 59 and 125 of, and Eighth and Ninth Schedules to, the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
127 .	Allowing engine to operate for more than five consecutive minutes whilst motor vehicle is stationary – regulations 85(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000





128 .	Lighting fog lamps where road visibility is more than 100 metres – regulations 103(5) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
129 .	Motor vehicle projecting load more than 75 millimetres beyond the external edges of the tyres of the wheels on either side – regulations 4(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
130 .	Operating goods vehicle, trailer or semi-trailer, the gross weight of which exceeds 3,500 kilogrammes, without prescribed information – regulations 120 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
131 .	Motor dealer's identification plate of a motor vehicle not as approved by the Authority – regulations 8 and 12 of the Road Traffic (Motor Dealer's Vehicle Licence) Regulations 1988	500
132 .	Motor vehicle with gross weight exceeding 16,000 kilogrammes not fitted with beacon lamp in a prescribed manner – regulations 44 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
133 .	Motor vehicle fitted with front fog lamps not as prescribed – regulations 38(1), (2) and (3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
134 .	Motor vehicle licence not affixed in prescribed manner– sections 137 and 163 and regulation 15 of the Road Traffic Regulations 1954	500
135 .	Negligently or wilfully preventing, hindering or interrupting traffic on the road – section 163 and regulation 40(3) of the Road Traffic Regulations 1954	1,000
136 .	Public service vehicle providing authorised services without conductor – section 163 and regulation 2A of the Road Traffic (Conductors and Drivers of Buses) Regulations 1954	500





137 .	Near-side or off-side exterior mirror not as prescribed – regulations 19(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
138 .	Flaps behind rear wheels not as prescribed – regulations 61 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
139 .	Fuel tank not provided with effective cover or lid – regulations 30(1)(f) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
140 .	Interior mirror not as prescribed – regulations 19(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
141 .	Goods vehicle or trailer not fitted with rear marking not as prescribed – section 137 and regulations 54 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
142 .	Trailer not fitted with side marking not as prescribed – section 137 and regulations 54(4) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
143 .	Goods vehicle, trailer or semi-trailer with gross weight exceeding 3,500 kilogrammes not fitted with rear under-run protection in the manner prescribed – regulations 62 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
144 .	Auto cycle or motorcycle not fitted with rear view mirror in the manner prescribed – regulation 19(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
145 .	Goods vehicle, trailer or semi-trailer with gross weight exceeding 3,500 kilogrammes not fitted with side guards in the manner prescribed – regulations 63 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
146 .	Bus obstructing traffic from the opposite direction while moving out of a bus stop – regulations 114(h) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000





147 .	Opening, or causing or permitting to be opened, any door of motor vehicle or alighting from motor vehicle in such way as to impede the flow of traffic – regulations 77(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
148 .	Operating direction indicators of bus while passengers are alighting or boarding – regulations 114(g) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
149 .	Overtaking bus whose driver has signaled his intention of moving out of a bus stop – regulations 113 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
150 .	Overtaking or passing a vehicle which has stopped at a pedestrian crossing – regulations 4 and 10 of the Road Traffic (Pedestrian Crossings) Regulations 2002	1,00 0
151 .	Stopping or parking motor vehicle on a road during hours of darkness without a light – regulations 105 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
152 .	Particulars and dimensions of licence number and base of operation of taxi not as prescribed – regulations 12 and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	1,00 0
153 .	Riding, or causing or permitting a person to ride on the windows, wings, fenders, luggage grid, roof, running board, drawbar, towing bar, boot or bonnet of a motor vehicle – sections 152(1) and (4) and 163	2,00 0
154 .	Causing or permitting the oil or fuel from vehicle to spill on road – regulations 74 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
155 .	Obstructing traffic coming from the opposite direction whilst overtaking – section 163 and regulation 40(1)(g) of the Road Traffic Regulations 1954	2,000
156 .	Plying for hire outside bus stands or stopping places – sections 103(2) and 163	500





157 .	Plying for hire at an unauthorised place – sections 103(3) and 163	500
158 .	Plying for hire at separate fares at another base or stand, or at or within 60 metres of a bus stopping place or at any stand appointed for any other class of public service vehicles or for goods vehicle – sections 103(4) and 163	500
159 .	Quitting motor vehicle without taking due precaution against its being set in motion – regulation 40(1)(b) of the Road Traffic Regulations 1954 and section 163	2,000
160 .	Rear marking or side markings not as prescribed (long vehicle) – regulations 54 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	500
161 .	Refuelling made in the course of a journey – regulation 8 of the Road Traffic (Conductors and Buses) Regulations 1954 and section 163	500
162 .	Refusing to allow the carrying out of an exhaust or noise emission test – regulations 19(a) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	1,000
163 .	Registration mark at rear not illuminated – regulations 42 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
164 .	Registration mark not easily distinguishable – sections 20(1) and 163	1,000
165 .	Removing registration plate from a vehicle which is on a road – regulations 71 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,000
166 .	Removing, tampering, defacing or otherwise damaging a prohibition notice – regulations 20(3) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	1,000
167 .	Riding a motor cycle or an auto cycle abreast of another two-wheel vehicle – regulation 40(14)(e) of the Road Traffic Regulations 1954 and section 163	1,000





168 .	Size, display and spacing of characters on a registration plate not as per prescribed specifications – regulations 58 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
169 .	Stickers displayed on contract bus not as per prescribed particulars, dimensions and specimen – regulations 5(a)(b) and 8(4) of the Road Traffic (Control of Contract Car and Contract Bus Operations) Regulations 2016	500
170 .	Stopping on carriageway of motorway – regulation 5(1) of Road Traffic (Motorways) Regulation 1964 and section 163	2,000
171 .	Tariff of fares not exhibited in bus – regulation 27 of the Road Traffic Regulations 1954 and sections 137 and 163	500
172 .	Taxi sign not complying with prescribed colours or dimensions – regulations 10 and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
173 .	Teaching for gain the driving of a motor vehicle without an instructor's licence – sections 167(1)(a) and 163	2,000
174 .	Trailer exceeding 3500 kilogrammes gross weight not fitted with reversing alarm – regulations 23 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
175 .	Touting – sections 82 and 163	500
176 .	Unauthorized use of audible warning instrument or apparatus – regulations 86(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000
177 .	Using a hand-held microphone or telephone handset whilst driving a vehicle – section 123AE(1) and (2)	3,000
178 .	Using a motor vehicle as a bus, contract bus, taxi or contract car without a public service vehicle licence – section 76(1)	3,000
179 .	Using a public service vehicle or motor cycle to draw a trailer – regulations 110(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,000





180 .	Using a motor vehicle discharging clearly visible smoke in the exhaust emissions within the proximity of the exhaust outlet for more than 10 consecutive seconds – regulations 83(1)(a) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
181 .	Using a motor vehicle emitting excessive noise – regulations 84 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
182 .	Using a motor vehicle equipped with unauthorised lamps – regulations 38, 45, 50 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
183 .	Using a motor vehicle for a purpose other than that for which it has been licensed – section 21(3)	5,00 0
184 .	Using a motor vehicle issued with a prohibition notice – regulations 20(4) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	3,00 0
185 .	Using a motor vehicle not fitted with reversing lamp – regulations 43(1) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
186 .	Using a motor vehicle on a road without head lamps, rear lamps and registration plate lamps kept lighted during hours of darkness – regulations 103(1)(b) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
187 .	Using a motor vehicle or trailer likely to cause danger – regulations 69 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
188 .	Using a motor vehicle with more than 4 lamps lighted at the same time on its front – regulations 103(4) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,50 0
189 .	Using a motor vehicle or trailer without a valid certificate of fitness – sections 114(1) and 122(a)	1,00 0





190 .	Using a motor vehicle or trailer which has been prohibited for use by an authorised examiner or a vehicle examiner – section 122(c)	1,00 0
191 .	Using motor vehicle with front tyre retreaded more than once – regulations 81(5) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,00 0
192 .	Using motor vehicle with recut pneumatic tyre – regulations 81(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,00 0
193 .	Using a public service vehicle to draw a trailer – regulations 110(3) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
194 .	Using a wheeled motor vehicle or trailer with its pneumatic tyre extending beyond the bodywork – regulations 2, 81(1)(h) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	2,00 0
195 .	Using an unregistered motor vehicle or trailer on a road – sections 5(1) and 163	1,00 0
196 .	Using a motorcycle or an auto cycle fitted with retreaded tyre – regulations 81(2) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
197 .	Using a motorcycle or an auto cycle with the minimum distance between the outer ends of handle bars less than 450mm – regulations 121(5) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
198 .	Using on a road a motor vehicle exceeding the prescribed overall height – regulations 8 and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	1,00 0
199 .	Using or causing or permitting to be used a diesel-driven motor vehicle emitting smoke over opacity limit of 50 per cent – regulations 8(2) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000





200 .	Using or causing or permitting to be used a motor vehicle not as per prescribed standard for noise emission – regulations 10 and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000
201 .	Using or causing or permitting to be used, a motorcycle or an auto cycle emitting carbon monoxide over 4.5 per cent by volume – regulations 8(3) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	1,000
202 .	Using or causing or permitting to be used, a petrol-driven motor vehicle, other than a motorcycle or an auto cycle, not as per prescribed standard for exhaust emission – regulations 8(1) and 22 of the Road Traffic (Control of Vehicle Emissions) Regulations 2002	2,000
203 .	Using or causing to be used a taxi having an advertisement on it without the prior approval of the Commissioner – regulations 13(3) and 15 of the Road Traffic (Control of Taxi Operations) Regulations 2011	500
204 .	Worn out tyre – regulations 81(f) and 125 of the Road Traffic (Construction and Use of Vehicles) Regulations 2010	3,000





SECOND SCHEDULE
[Section 23]

SEVENTH SCHEDULE
[Section 191]

FIXED PENALTY NOTICE

PART A

Fixed Penalty Notice no.

Surname of offender

Name(s) of offender

Address

This is to bring to your attention that today
(date)

at at you have committed the following
(time) (place)
offence(s) –

OFFENCE	OFFENCE CODE	FINE (Rs)
1.		
2.		
3.		

in connection with the presence on the road of the following motor vehicle –

(a) type

(b) registration mark

(c) make

You have to pay the abovementioned fine(s) at the District Court of
(name of District Court)





THIRD SCHEDULE
 [Section 25]

TWELFTH SCHEDULE
 [Section 123AG(8A)]

CUMULATIVE ROAD TRAFFIC CONVICTIONS NOTICE

Surname Other name(s)
 Driving licence no.
 Status of driving licence/international
 driving permit National Identity Card no./passport no.
 Address

S.N	Court	Cause no./ PEDN no./ FPN no.	Offence	Offence code (if applicable)	Date of commission of offence	Date of conviction	Remarks
1.							
2.							
3.							
4.							
5.							

Notice to Driver

This notice is to bring to your attention that, as per the records available at the Traffic Branch, you have been convicted for a cumulative road traffic offence on the third occasion (as above) and that the fifth cumulative road traffic offence committed within a period of 24 months will entail your disqualification from holding or obtaining a driving licence or cancellation of your driving licence under the provisions of section 123AG(2) of the Road Traffic Act.

In case you have previously been disqualified under section 123AG of the Road Traffic Act, a second disqualification within a period of 3 years will entail the cancellation of your driving licence.

..... Name
 of Licensing Officer

..... Signature
 of Licensing Officer

.....
 Date

