

The Lighting of Vehicles and Skips (Amendment)

Ordinance, 2019

THE STATES POLICY & RESOURCES COMMITTEE, in pursuance of the Resolution of the States of 14th December, 2018^a, and in exercise of the powers conferred on that Committee by Article 66A(1) of the Reform (Guernsey) Law, 1948^b, hereby orders:-

Amendment of Ordinance.

1. The Lighting of Vehicles and Skips Ordinance, 1988^c is amended as follows.

2. In section 2(b), immediately after sub-paragraph (iv), insert –

"(v) a daytime running lamp conforming to section 14A,".

3. In section 13, for paragraph (a) substitute –

"(a) show to the rear, when illuminated –

^a Article XVIII of Billet d'État No. XXVII of 2018.

^b Ordres en Conseil Vol. XIII, p. 288; amended by Order in Council No. XVII of 2015; there are other amendments not relevant to this Ordinance.

^c Recueil d'Ordonnances Tome XXIV, p. 356; amended by Ordres en Conseil Vol. XXI, p. 278; Recueil d'Ordonnances Tome XXV, p. 11; Tome XXVI, p. 90; Ordinance No. XXXIII of 2003; and No. IX of 2016.

- (i) for vehicles manufactured before the designated date, a white, yellow or amber light,
- (ii) for vehicles manufactured on or after the designated date, a white or yellow light,".

4. Immediately after section 14, insert the following sections –

"Daytime running lamps.

14A. Every daytime running lamp shall –

- (a) be positioned so that –
 - (i) the highest part of the illuminating surface is not higher than the headlamp,
 - (ii) the lowest part of the illuminating surface is no less than 250 millimetres above the ground,
 - (iii) if it is one of a matched pair of daytime running lamps, be positioned so that the distance between the extreme outer edge of the vehicle on the side where the lamp is positioned and the outer edge of the illuminating surface of the lamp does not exceed 400 millimetres,
- (b) emit a white light to the front,
- (c) be so constructed that it is not illuminated when a front

fog lamp or headlamp is in use.

Permitted marker lamps.

14B. (1) Subject to subsection (2), every power-driven vehicle and every trailer of an overall width of 1.80 metres or more may carry marker lamps for the purpose of drawing attention to the width of the vehicle or trailer.

(2) If marker lamps are carried on a vehicle to which subsection (1) applies they must comply with the requirements in section 18A(2).

Permitted side lamps.

14C. (1) Every power-driven vehicle and every trailer may carry side lamps which when illuminated show an amber light.

(2) For the purposes of subsection (1), a "side lamp" means a lamp installed on the side of a vehicle so as to indicate the presence of the vehicle when viewed from the side."

5. Immediately after section 15, insert –

"Obligatory lighting of side-cars.

15A. (1) This section applies to a side-car attached to a two-wheeled vehicle.

(2) When a side-car to which this section applies is on a public highway at night or in poor visibility conditions it shall carry, in a clean and efficient condition –

- (a) a properly lighted rear position lamp conforming to section 10 and showing a red light to the rear, and
- (b) a properly lighted front position lamp conforming to section 10 and showing a white or yellow light to the front, and
- (c) an unobscured red reflector of other than triangular shape, facing to the rear and visible in clear weather at night from a distance of at least 150 metres when illuminated by a main beam from a headlamp of another vehicle."

6. In section 18 -

- (a) in the heading, after "lamps" insert "and reflectors",
- (b) immediately after subsection (2), insert the following –
 - "(3) Every power-driven vehicle, and every trailer, which –
 - (a) was manufactured on or after the designated date, and
 - (b) is of an overall length of six metres or more,

must carry, on both the nearside and the offside of the vehicle or trailer, an unobscured amber reflector visible in clear weather at night from a distance of at least 150 metres when illuminated by a main beam from a headlamp of a vehicle."

7. Immediately after section 18, insert –

"Obligatory marker lamps on wide vehicles.

18A. (1) Every power-driven vehicle, and every trailer, of an overall width of 2.1 metres or more must carry marker lamps in accordance with subsection (2) for the purpose of drawing attention to the width of the vehicle or trailer.

(2) Where marker lamps are required under subsection (1), or permitted under section 14B –

- (a) they should show when illuminated a white or amber light to the front, and a red light to the rear,
- (b) there should be at least two such lamps,
- (c) they should be positioned near the outer edge of the overall width, and as near as possible to the top of the vehicle or trailer."

8. In section 21 –

- (a) for subsection (2)(b) substitute –

"(b) if its overall width exceeds 1.60 metres, a matched pair of properly lighted front position lamps, conforming to section 10 and –

(i) for vehicles manufactured before the designated date, each showing to the front a white light or each showing to the front a yellow light,

(ii) for vehicles manufactured on or after the designated date, each showing to the front a white light,"

(b) for subsection (2)(e) substitute –

"(e) a matched pair of unobscured white reflectors, facing to the front and visible in clear weather at night from a distance of at least 150 metres when illuminated by a main beam from a headlamp of another vehicle, each –

(i) for vehicles manufactured before the designated date, having the shape of an equilateral triangle with one vertex uppermost and one side horizontal and with sides between 150 millimetres and 200 millimetres,

- (ii) for vehicles manufactured on or after the designated date, in other than triangular form."

9. Immediately after section 21 insert –

"Direction-indicators.

21A. (1) Every power-driven vehicle and trailer on a public highway to which this section applies must carry an even number of fixed direction-indicators which –

- (a) flash at a frequency of between 60 and 120 flashes per minute,
- (b) show when illuminated an amber light, visible by day and by night, and
- (c) are intended to be used to indicate to road-users affected by the vehicle's movements that the driver intends to change direction.

(2) This section applies to power-driven vehicles and trailers manufactured on or after the designated date.

10. Immediately after section 23 insert –

"General requirements for electrical connections.

23A. (1) Every power-driven vehicle first used on or after 1st April 1991, including such a vehicle in combination, shall be so constructed

that –

- (a) subject to subsection (2), the head lamps (whether emitting a main beam or a dipped beam), the front fog lamps, the front position lamps and the rear number plate lamp cannot be illuminated unless the rearmost rear position lamps of the vehicle or combination of vehicles are illuminated,
- (b) the rear fog lamps cannot be illuminated unless the head lamps (whether emitting a main beam or a dipped beam) or the front fog lamps are illuminated,
- (c) at all times when the head lamps (whether emitting a main beam or a dipped beam) or the fog lamps are illuminated, the front position lamps are also illuminated.

(2) Subsection (1)(a) does not prohibit the construction of a vehicle such that the head lamps may be used for the purpose of giving a luminous warning in such circumstances as may be permitted by any enactment.

(3) The construction of a two wheeled vehicle attached to a side-car shall be such that the front position lamp and rear position lamp of the side-car cannot be illuminated unless the rear position lamp of the two-wheeled vehicle is also illuminated."

11. In section 30(1) –

- (a) immediately after the definition of "**the Committee**",
insert –

""**daytime running lamp**" means a lamp facing in a forward direction used to make the vehicle more easily visible when driving during daytime,

"**designated date**" means the date of commencement of the Lighting of Vehicles and Skips (Amendment) Ordinance, 2019,"

- (b) immediately after the definition of "**offside**", insert –

""**overall length**" means the length of a motor vehicle, including its load, measured between vertical planes at right angles to the longitudinal axis of the vehicle and passing through the extreme projecting points thereof,"

- (c) for the definition of "**overall width**" substitute -

""**overall width**" means the width of a motor vehicle, including its load, measured between vertical planes parallel to the longitudinal axis of the vehicle and passing through the extreme projecting points thereof exclusive of –

- (a) any driving mirror (including any supporting bracket or fixing),

- (b) any direction indicator,
- (c) so much of the distribution of any tyre as is caused by the weight of the vehicle,
- (d) any front corner marker lamp or side marker lamp,".

12. In section 30(2), immediately after paragraph (c), insert –

- "(d) any combination of two or more lamps, other than a matched pair, whether identical or not, but having the same function and the same colour of light, shall be deemed to be a single lamp,
- (e) a single illuminating surface in the shape of a band, the illumination of which is provided by at least two light sources placed as close as possible to its ends, shall be deemed to be two or an even number of lamps if it is placed symmetrically to the median longitudinal plane of the vehicle."

Extent.

13. This Ordinance has effect in the islands of Guernsey, Herm and Jethou.

Citation.

14. This Ordinance may be cited as the Lighting of Vehicles and Skips (Amendment) Ordinance, 2019.

Commencement.

15. This Ordinance shall come into force on the date appointed by Regulations of the Committee for the Environment & Infrastructure, and different dates may be appointed for different provisions and for different purposes.