

**MOTOR CAR AMENDMENT (NO. 5) ACT 1997**

---



**BERMUDA  
1997 : 31**

**MOTOR CAR AMENDMENT (NO. 5) ACT 1997**

[Date of Assent 16 December 1997]

[Operative Date 16 December 1997]

WHEREAS it is expedient further to amend the Motor Car Act 1951:

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:—

**Citation**

1 This Act which amends the Motor Car Act 1951 (hereinafter referred to as "the principal Act") may be cited as the Motor Car Amendment (No. 5) Act 1997.

**Amends section 2 of principal Act**

2 Section 2 of the principal Act is amended—

(a) by deleting the definition of the expression "public service vehicle" and substituting the following—

"public service vehicle" means an omnibus, a motor taxi an airport limousine or a purpose-built public service vehicle;

## **MOTOR CAR AMENDMENT (NO. 5) ACT 1997**

---

"purpose-built public service vehicle" means a motor car referred to in the proviso to section 10(1)";".

### **Amends section 10 of principal Act**

3 Section 10 of the principal Act is amended in paragraph (b) of the proviso to subsection (1)—

(a) in sub-paragraph (ii), by deleting the full stop at the end of that sub-paragraph and substituting the words "; and";

(b) by inserting next after sub-paragraph (ii) the following—

"(iii) a purpose-built public service vehicle."; and

(c) by deleting subsection (6) and substituting the following—

" (6) In this section and in section 62A—

(a) "purpose-built motor car" means a motor car—

(i) which is constructed or adapted to accommodate a wheelchair;

(ii) the length of which does not exceed 180 inches and the width of which does not exceed 73 inches; and

(iii) the owner of which satisfies the Minister that the motor car is intended to be used, wholly or partly, for the transportation of a person with a physical disability of such a nature and extent that it is necessary for that person to use a wheelchair."; and

(b) "purpose-built public service vehicle" means a motor car—

(i) which is constructed or adapted to accommodate a wheelchair;

**MOTOR CAR AMENDMENT (NO. 5) ACT 1997**

---

- (ii) the length of which does not exceed 200 inches and the width of which does not exceed 76 inches; and
- (iii) the owner of which satisfies the Minister that the motor car is intended to be used, for hire or reward, wholly or partly, for the transportation of persons with physical disability of such a nature and extent that it is necessary for them to use wheelchairs, and persons having the care of such persons."

**Amends section 62A of principal Act**

4 Section 62A of the principal Act is amended by deleting subsection (1) and substituting the following—

" (1) Where an application is made to him for the purpose, the Minister may, in his absolute discretion, grant—

- (a) to a person with a physical disability as defined in subsection (5)(a);
- (b) to a person or body that provides free of charge transportation services to a person with a physical disability as defined in subsection (5)(b);
- (c) to a person who holds a licence and is registered as the owner of a purpose-built motor car, or a purpose-built public service vehicle, within the meaning of those expressions in section 10,

exemption from the payment of duty in respect of the licensing or registration of a motor car."