

L.N. 41 of 2002

Road Traffic (Traffic Control) (Amendment) Regulation 2002

(Made under section 11 of the Road Traffic

Ordinance (Cap. 374))

1. Commencement

This Regulation shall come into operation on 1 July 2002.

2. Lighting on motor vehicles

Regulation 47 of the Road Traffic (Traffic Control) Regulations (Cap. 374 sub. leg.) is amended---

(a) in subregulation (1), by adding "not being a motor cycle or motor tricycle" before "on";

(b) in subregulation (1)(a), by repealing everything before "shall" and substituting---

"(a) unless he keeps all obligatory front lamps, obligatory headlamps and obligatory rear lamps of the vehicle of the type required to be carried by the vehicle under the Road Traffic (Construction and Maintenance of Vehicles) Regulations (Cap. 374 sub. leg.) lighted but the lighted obligatory headlamps";

(c) in the Chinese text, by repealing subregulation (1)(b) and substituting---

"(b) 在道路上駕駛車尾展示一盞亮着而非紅色或琥珀色的燈的不屬電單車或機動三輪車的汽車 (正在倒車則除外); 或";

(d) in subregulation (1)(c), by repealing everything before "汽車" and substituting---

"(c) 在道路上駕駛正拖曳一輛或多於一輛拖車的不屬電單車或機動三輪車的";

(e) by adding---

"(1A) No person shall drive a motor vehicle being a motor cycle or motor tricycle on a road---

(a) unless---

(i) he keeps all obligatory front lamps, obligatory headlamps and obligatory rear lamps of the vehicle of the type required to be carried by the vehicle under the Road Traffic (Construction and Maintenance of Vehicles) Regulations (Cap. 374 sub. leg.) lighted; and

(ii) the lighted obligatory headlamps are dipped except during the hours of darkness or in poor visibility conditions where no system of street lights is in operation and the motor vehicle is not being driven in the face of approaching traffic; or

(b) during the hours of darkness or in poor visibility conditions showing a lighted lamp to the rear other than a red or amber lamp except while engaged in reversing.";

(f) in subregulation (3), by repealing "stationary and";

(g) by adding---

"(3A) Subject to subregulation (3B), notwithstanding subregulation (3), where a motor vehicle is stationary on the carriageway of an expressway as defined in section 122 of this Ordinance or a road with a speed limit exceeding 50 km/h because of the breakdown of the vehicle or an emergency involving the vehicle, the driver of the motor vehicle shall show a hazard warning light of the type prescribed in the Road Traffic (Construction and Maintenance of Vehicles) Regulations (Cap. 374 sub. leg.).

(3B) Subregulation (3A) does not apply where the hazard warning light has been rendered inoperative by the breakdown of the vehicle."

3. Offences and penalties

Section 61(1) is amended by repealing "47" and substituting "47(1), (1A), (2), (3) or (3A)".

Nicholas NG

Secretary for Transport

25 March 2002

Explanatory Note

This Regulation amends the Road Traffic (Traffic Control) Regulations (Cap. 374 sub. leg.) to---

(a) require the driver of a motor vehicle, other than a motor cycle or motor tricycle, during the hours of darkness or in poor visibility conditions to keep all obligatory front lamps, obligatory headlamps and obligatory rear lamps lighted while driving;

(b) require the driver of a motor cycle or motor tricycle to keep all obligatory front lamps, obligatory headlamps and obligatory rear lamps lighted while driving;

(c) remove the requirement that a driver of a vehicle may show a hazard warning light when the vehicle is stationary; and

(d) provide that where a motor vehicle is stationary on the carriageway of an expressway or a road with a speed limit exceeding 50 km/h because of the breakdown of the vehicle or an emergency involving the vehicle, the driver of the motor vehicle shall show a hazard warning light.