

INTERPRETATION AND GENERAL CLAUSES ORDINANCE

RESOLUTION

(Under section 34(2) of the Interpretation and General Clauses Ordinance
(Cap. 1))

ROAD TRAFFIC (DRIVING LICENCES)(AMENDMENT) REGULATION 2008

RESOLVED that the Road Traffic (Driving Licences)(Amendment) Regulation 2008, published in the Gazette as Legal Notice No. 3 of 2008 and laid on the table of the Legislative Council on 16 January 2008, be amended by repealing section 5(3) and substituting –

“(3) Regulation 11(2) is repealed and the following substituted –

“(2) The Commissioner shall issue a full driving licence (other than a full driving licence to drive a taxi, public light bus, private light bus, public bus, private bus, medium goods vehicle, heavy goods vehicle, special purpose vehicle or articulated vehicle) to an applicant to drive a motor vehicle of the class to which his application relates if the applicant holds a valid full driving licence for a class of motor vehicle which the Commissioner accepts as evidence of his competence to drive a motor vehicle of the class to which his application relates.

(2A) The Commissioner shall issue a full driving licence to drive a taxi, public light bus, private light bus, public bus, private bus, medium goods vehicle, heavy goods vehicle, special purpose vehicle or articulated vehicle to an applicant for such a licence if –

- (a) the applicant –
 - (i) is the holder of a permanent identity card; or
 - (ii) is the holder of an identity card (other than a permanent identity card) and is not subject to any condition of stay other than a limit of stay as defined in section 2(1) of the Immigration Ordinance (Cap. 115); and
- (b) the applicant holds a valid full driving licence for a class of motor vehicle which the Commissioner accepts as evidence of his competence to drive a motor vehicle of the class to which his application relates.

(2B) The Commissioner may waive the requirement of paragraph (2A)(a) if he considers it appropriate to do so.”.”.