

Road Traffic (Motor Vehicles, Driving Licences) (Amendment No. 2) Rules 2010

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No. S 646

ROAD TRAFFIC ACT (CHAPTER 276)

ROAD TRAFFIC (MOTOR VEHICLES, DRIVING LICENCES) (AMENDMENT NO. 2) RULES 2010

In exercise of the powers conferred by sections 48 and 140 of the Road Traffic Act, the Minister for Home Affairs hereby makes the following Rules:

Citation and commencement

1. These Rules may be cited as the Road Traffic (Motor Vehicles, Driving Licences) (Amendment No. 2) Rules 2010 and shall come into operation on 1st November 2010.

Amendment of rule 2

2. Rule 2 of the Road Traffic (Motor Vehicles, Driving Licences) Rules (R 27) (referred to in these Rules as the principal Rules) is amended —

- (a) by inserting, immediately after the definition of “authorised officer” in paragraph (1), the following definition:

“ “distinguishing mark” means the distinguishing mark referred to in rule 5 of the Road Traffic (New Drivers) Rules (R 32);”;

- (b) by inserting, immediately after the definition of “licensed” in paragraph (1), the following definition:

“ “new driver” has the same meaning as in rule 2 of the Road Traffic (New Drivers) Rules;”;

- (c) by inserting, immediately after the definition of “overseas representative” in paragraph (1), the following definition:

“ “period of probation” has the same meaning as in rule 2 of the Road Traffic (New Drivers) Rules;” and

- (d) by deleting paragraph (2) and substituting the following paragraph:

“(2) For the purposes of these Rules, where the holder of a driving licence applies to take or takes any test of competence, or applies for any provisional licence under these Rules, the number of demerit points accumulated by him as at the date of his application or the date of his test of competence (as the case may be) shall be the aggregate of the following:

- (a) any demerit points already awarded to him under the Road Traffic (Driver Improvement Points System) Rules (R 25) as at the date of his application or test of competence; and

- (b) where —

- (i) on or before the date of his application or test of competence, a notice under section 132 or 133 of the Act has been issued to or criminal proceedings have been instituted against him in respect of any offence which is specified in the Schedule to the Road Traffic (Driver Improvement Points System) Rules (referred to in this paragraph as a scheduled offence); and

(ii) as at the date of his application or test of competence, he has not paid the prescribed penalty for the scheduled offence, or the criminal proceedings have not been concluded, as the case may be, any demerit points which would be awarded to him if, after the date of his application or test of competence, he were to pay the prescribed penalty for, or be convicted of, the scheduled offence, as the case may be.”.

Amendment of rule 12

3. Rule 12 of the principal Rules is amended —

- (a) by inserting, immediately after the words “shall not be allowed to”, the words “apply for or”;
- (b) by deleting the word “or” at the end of paragraph (b); and
- (c) by deleting the full-stop at the end of paragraph (c) and substituting the word “; or”, and by inserting immediately thereafter the following paragraph:
 - “(d) when any police investigation has been commenced against him for an offence under any of the following provisions:
 - (i) sections 35(3), 43(4), 62, 65A(1), 66(1), 67(1), 70(4), 79(1), 84(7) (arising from a failure to comply with section 84(3)) and 116(7) of the Act;
 - (ii) section 3(2) of the Motor Vehicles (Third-Party Risks and Compensation) Act (Cap. 189);
 - (iii) section 304A of the Penal Code (Cap. 224).”.

Deletion and substitution of rules 14 and 15

4. Rules 14 and 15 of the principal Rules are deleted and the following rules