

No. S 46

ROAD TRAFFIC ACT
(CHAPTER 68)

ROAD TRAFFIC (MOTOR VEHICLES (SPEED WARNING DEVICE))
REGULATIONS, 2002

ARRANGEMENT OF REGULATIONS

Regulation.

1. Citation.
2. Interpretation.
3. Application.
4. Speed warning device.
5. Construction of speed warning device.
6. Application for approval of speed warning device.
7. Works by authorised workshop.
8. Director to authorise workshops.
9. Testing equipment.
10. Offences.

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In exercise of the power conferred by section 93 of the Road Traffic Act, the Minister of Communications, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Regulations —

Citation.

1. These Regulations may be cited as the Road Traffic (Motor Vehicles (Speed Warning Device)) Regulations, 2002.

Interpretation.

2. In these Regulations, unless the context otherwise requires —

"activation speed" means the speed of a vehicle above which the lamps and buzzer of any speed warning device on that vehicle shall flash and buzz respectively;

"authorised workshop" means a workshop authorised by the Director under regulation 8 to install, repair, calibrate or seal a speed warning device;

"speed limit" means the maximum speed specified in the First Schedule to the Act;

"speed warning device" means a device consisting of any lamp, buzzer, speed sensor, transmission cable and electrical connection which together form a device that gives a visual and audio warning to the driver of the vehicle on which the device is installed that the speed of the vehicle exceeds the speed limit for that vehicle.

Application.

3. (1) These Regulations apply to —

(a) any vehicle or class or description of vehicle owned by the Government as the Director may prescribe by notification in the *Gazette*;

(b) goods service vehicles;

(c) heavy vehicles; and

(d) public service vehicles.

(2) These Regulations do not apply to a trivan or to a motor cycle with a sidecar attached thereto.

Speed warning device.

4. Every vehicle to which these Regulations apply shall be installed with a speed warning device.

Construction of speed warning device.

5. (1) A speed warning device installed on a vehicle under these Regulations shall consist of —

(a) two amber lamps, at least 60 millimetres in diameter, mounted on the roof of the vehicle in a position determined by the Director, the rated wattage of the bulbs of the lamps being not less than 25 watts;

(b) one amber pilot lamp, at least 4 millimetres in diameter, located in front of the driver, which shall be clearly visible to him; and

(c) a buzzer inside the vehicle.

(2) The speed warning device shall be of a design and type approved by the Director.

(3) The speed warning device shall be so constructed that —

(a) when the vehicle installed with the device exceeds the speed limit for that vehicle —

(i) the lamps mounted on the roof of the vehicle and the pilot lamp in front of the driver show flashing lights; and

(ii) the buzzer produces an intermittent warning sound of 30 decibels and 70 decibels respectively; and

(b) when the vehicle is stationary with its engine running, the lamps mounted on the roof of the vehicle and in front of the driver are lit.

(4) The lamps mounted on the roof of the vehicle shall, when they are lit, be clearly visible at all times of the day to other persons using the road within a distance of 50 metres from the vehicle.

(5) All exposed electrical connections of the speed warning device shall be made of coaxial cable or of a design and type approved by the Director.

(6) The speed warning device shall be capable of being sealed against any unauthorised adjustment of the activation speed of the vehicle.

Application for approval of speed warning device.

6. (1) An application for the approval of a speed warning device under sub-regulations (2) and (5) of regulation 5 shall be made to the Director and shall be accompanied by a specimen of the device together with a detailed description and drawing of the mechanism thereof.

(2) The Director or any person authorised by him may require the applicant for a demonstration of the operation of the speed warning device to be made by a person acquainted with the construction and technical aspects of that device.

(3) The Director or any person authorised by him may perform such tests as the Director may decide to determine the accuracy of the speed warning device.

(4) The Director, on being satisfied that the speed warning device conforms with regulation 5 and has passed the tests referred to in sub-regulation (3), shall issue a letter of approval to the applicant in such form as the Director may determine.

Works by authorised workshop.

7. Any installation, calibration, repair or seal of a speed warning device installed on a vehicle under these Regulations shall be carried out by an authorised workshop.

Director to authorise workshops.

8. (1) The Director may authorise a workshop to —

(a) install a speed warning device on a vehicle pursuant to these Regulations;

(b) repair and calibrate such speed warning device; and

(c) seal the speed warning device against any unauthorised adjustment of the activation speed of the vehicle or any other tampering with the device.

(2) Any such authorisation shall be valid for such period as the Director may determine and may be renewed by him.

(3) Any such authorisation may be terminated by the Director by notice to the authorised workshop if he is of the opinion that the authorised workshop has not performed its work satisfactorily, and any authorisation to which the notice relates shall cease to have effect on the date specified in the notice.

Testing equipment.

9. If so required by the Director, an authorised workshop shall allow him to use such equipment for testing a speed warning device as may be specified by him.

Offences.

10. (1) No speed warning device shall be installed for use on a vehicle unless it has been approved by the Director.

(2) No person shall sell, offer for sale or supply a speed warning device unless it has been approved by the Director.

(3) No person shall —

(a) adjust or tamper with a speed warning device or any cable or wire connected with its operation in any manner that prevents the device from operating pursuant to sub-regulation (3) of regulation 5;

(b) break any seal on a speed warning device, except as authorised by the Director; or

(c) drive a vehicle installed with a speed warning device under these Regulations when the device is faulty or when any of the seals on the device are broken, except where the vehicle is being driven for the sole purpose of having it sent to an authorised workshop for it to be checked, repaired or resealed.

(4) The owner of a vehicle installed with a speed warning device under these Regulations shall ensure that —

(a) the speed warning device or any cable or wire connected with its operation is not adjusted or tampered with in any manner that prevents the device from operating pursuant to sub-regulation (3) of regulation 5;

(b) any seal on the speed warning device is not broken and, where such seal is broken, he shall as soon as is practicable send the vehicle to an authorised workshop for the device to be checked and resealed; and

(c) at all times the speed warning device is accurate and in proper working condition.

(5) Any person who contravenes or fails to comply with any provision of this regulation is guilty of an offence and liable on conviction to a fine not exceeding \$1,000.

Made this 11th. day of Jamadilawal, 1423 Hijriah corresponding to the 22nd. day of July, 2002.

PEHIN ORANG KAYA AMAR PAHLAWAN DATO SERI SETIA
AWANG HAJI ZAKARIA BIN DATU MAHAWANGSA HAJI SULAIMAN
Minister of Communications,
Brunei Darussalam.