

Statutory Document No. 2020/0220



Emergency Powers Act 1936

EMERGENCY POWERS (CORONAVIRUS) (SPEED LIMITS) (NO.2) REGULATIONS 2020

Laid before Tynwald: 3 April 2020
Approved by Tynwald: 3 April 2020
Coming into Operation: in accordance with regulation 2

The Governor in Council, by Order¹, makes the following Regulations under section 4 of the Emergency Powers Act 1936.

1 Title

These Regulations are the Emergency Powers (Coronavirus) (Speed Limits) (No.2) Regulations 2020.

2 Commencement

These Regulations come into operation immediately after they are made².

3 Interpretation

In these Regulations —

“**the Act**” means the Road Traffic Regulation Act 1985;

“**Coronavirus**” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV2);

“**the Coronavirus Proclamation period**” means the period for which the Proclamation of Emergency dated 16 March 2020 is in operation³; and

“**town district**” and “**village district**” have the same meanings as in section 38 of the Act.

¹ Section 4(1) specifies that “Where a proclamation of emergency has been made, and so long as such proclamation is in force, it shall be lawful for the Governor in Council, by Order, to make regulations ...”.

² By virtue of section 4(2) of the Emergency Powers Act 1936, the Regulations made under this Order must be laid before Tynwald within 7 days of being made and continue in force beyond 7 days of being so laid only if Tynwald passes a resolution to that effect.

³ SD 2020/0162.

4 Temporary modification of the Act

- (1) During the Coronavirus Proclamation period, the Act is modified, as follows.
- (2) Section 22 (speed limits - general) shall be read as if—
 - (a) subsection (1)(a) said —
 - (a) imposed in relation to the road by or under section 23 (including that section as modified under the Emergency Powers Act 1936) or 24 or any other enactment;■;
 - (b) subsection (2) were omitted.
- (3) Section 23 (general speed limits) shall be read as if subsection(1)(b) said —
 - (b) outside any such district, shall be 40 miles per hour or the speed designated by order of the Department in relation to that road for the purposes of this paragraph;■.
- (4) The modification in paragraph (3) does not apply to any vehicle operated by, or on behalf of, the Department of Infrastructure, Department of Home Affairs or the Department of Health and Social Care.

5 Direction

- (1) During the Coronavirus Proclamation period, the Council of Ministers may issue a direction to lower speed limits within a town district or a village district.
- (2) The direction issued under paragraph (1) may also modify the Road Traffic Regulation Act 1985.
- (3) The direction period shall end —
 - (a) on the date specified in the direction; or
 - (b) if a date is not specified in the direction, immediately after the end of the Coronavirus Proclamation period,whichever is the earlier.

6 Revocation

The Emergency Powers (Coronavirus) (Speed Limits) Regulations 2020⁴ are revoked.

⁴ SD 2020/0204.

MADE 17:50 1ST APRIL 2020

W GREENHOW
Chief Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made by the Governor in Council under section 4 of the Emergency Powers Act 1936 and following a proclamation of a state of emergency under section 3 of that Act.

These Regulations are made for the purpose of securing the essentials of life to the community of the Island and for the protection of the economy of the Island.

These Regulations make emergency provision in respect of speed limits for the Island's road for the duration of the Coronavirus Proclamation period.

These Regulations modify sections 22(2), 23(1) and section 27 of the Road Traffic Regulation Act 1985.

These Regulations revoke the Emergency Powers (Coronavirus) (Speed Limits) Regulations 2020 (SD 2020/0204).