

Statutory Document No. 2020/0220



Emergency Powers Act 1936

EMERGENCY POWERS (CORONAVIRUS) (SPEED LIMITS) (NO.2) REGULATIONS 2020¹

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 following proclamations are in operation —

(a) the Proclamation of Emergency dated 16 March 2020³; and

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

- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); and²

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

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;²;
- (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;².
- (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

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.

² Definition of “the Coronavirus Proclamation period” substituted by SD2020/0249 with effect from 14/04/2020 at 14:48.