STATUTORY INSTRUMENTS.

2004 No. 99.

The Traffic and Road Safety (Restriction of Use of Mobile Telephones) Regulations, 2004.

(Under sections 178(2)(h) of the Traffic and Road Safety Act, Cap. 361).

IN EXERCISE of the powers conferred upon the Minister responsible for communications by section 178(2)*(h)* of the Traffic and Road Safety Act, these Regulations are made this 30th day of September, 2004.

1. Title.

These Regulations may be cited as the Traffic and Road Safety (Restriction of Use of Mobile Telephones) Regulations, 2004.

2. Interpretation.

In these Regulations, unless the context otherwise requires—

"driving" means the skill of controlling or operating a motor vehicle in motion and includes controlling a motor vehicle paused at traffic lights, stop points or in a traffic jam;

"interactive communication" includes sending or receiving oral or written messages, facsimile documents, images and accessing the internet; and

"mobile telephone" is to be treated as such if it is, or must be, held at some point during the course of making or receiving a call or performing any other interactive communication function.

3. Restriction on use of mobile telephone.

Subject to regulation 4, a person shall not—

(a) while driving a motor vehicle, use a hand-held mobile telephone; or

(b) while instructing a learner driver, in the process of driving, use a hand-held mobile telephone.

4. Exemption.

A person does not contravene regulation 3, if he or she is using a hands free kit or similar device inserted to the mobile telephone.

5. Offence and penalty.

Any person who contravenes regulation 3 commits an offence and is liable, on conviction, to a fine of not less than five currency points and not exceeding ten currency points, or to imprisonment not exceeding on year, or both.

JOHN M. NASASIRA
Minister of Works, Housing and Communications.