

Chapter:	374B	Title:	ROAD TRAFFIC (DRIVING LICENCES) REGULATIONS	Gazette Number:	
Regulation:	9	Heading:	Physical fitness	Version Date:	30/06/1997

(1) On application for a driving licence or renewal thereof, the applicant shall make a declaration in the application form as to whether or not he is suffering from any disease or physical disability specified in the First Schedule, or any other disease or physical disability which would be liable to cause the driving by him of a motor vehicle of such class as he would be authorized to drive by the licence for which he is applying to be a source of danger to the public.

(2) If, from the declaration in the application form, it appears to the Commissioner that the applicant is suffering from any disease or physical disability referred to in paragraph (1), the Commissioner shall refuse to issue or renew the driving licence:

Provided that-

(a) a driving licence limited to driving an invalid carriage may be granted or renewed if the Commissioner is satisfied that the applicant is fit to drive an invalid carriage;

(b) the applicant may, except in the case of any disease or physical disability specified in the First Schedule, claim to be subjected to a test specified by the Commissioner as to his fitness or ability to drive a motor vehicle of any such class as he would be authorized by the driving licence to drive, and if the applicant passes the test the driving licence shall not be refused by reason only of the declared disease or physical disability but may, if the test proves the applicant's fitness to drive only a motor vehicle of a particular construction or design, be limited to the driving of a vehicle of such construction or design.

(2A) Without prejudice to paragraph (2), a holder of a valid driving licence who suffers from-

(a) any disease or physical disability specified in the First Schedule; or

(b) any disease or physical disability-

(i) not being a disease or physical disability specified in the First Schedule; and

(ii) which is liable to cause the driving by him of a motor vehicle (being a motor vehicle of any such class as he is authorized by the driving licence to drive) to be a source of danger to the public,

from which he did not suffer at the time when the issue or renewal (as the case may be) of the licence was applied for shall, after he becomes aware of such disease or disability, forthwith give notice in writing of such fact to the Commissioner. (L.N. 183 of 1997)

(2B) Where a notice under paragraph (2A) is received by the Commissioner from a holder of a driving licence, the Commissioner may, if after making such inquiry as he considers necessary he is satisfied that there is reasonable ground to believe that the licence holder is suffering from any disease or disability referred to in paragraph (2A)(b)-

(a) cancel the driving licence and grant a driving licence limited to driving an invalid carriage to the licence holder if he is satisfied that the licence holder is fit to drive an invalid carriage; or

(b) cancel the driving licence after giving to the licence holder written notice of his intention to do so. (L.N. 183 of 1997)

(2C) A holder of a driving licence to whom a notice is given under paragraph (2B)(b) may claim to be subjected to a test as to his fitness or ability to-

(a) drive a motor vehicle of a particular construction or design; or

(b) drive a motor vehicle of any class he is authorized by the licence to drive provided he wears suitable spectacles or other corrective lenses, a hearing aid or other apparatus, and if he passes the test specified by the Commissioner the driving licence shall not be cancelled or, if it has already been cancelled, it shall be returned to the licence holder and

the cancellation shall be rescinded. (L.N. 183 of 1997)

(3) If it appears to the Commissioner that there is reason to believe that any person who holds a driving licence is suffering from a disease or physical disability not specified in the First Schedule which is liable to cause the driving by him of a motor vehicle, being a motor vehicle of any such class as he is authorized by the driving licence to drive, to be a source of danger to the public, and after making such inquiry as he considers necessary the Commissioner is satisfied that the licence holder so suffering from such disease or physical disability has previously passed a test under this regulation, the Commissioner, after giving to the licence holder notice of his intention to cancel the driving licence, may cancel the driving licence: (L.N. 183 of 1997)

Provided that a licence holder, except in the case of any disease or physical disability specified in the First Schedule, may claim to be subjected to a test as to his fitness or ability to-

(a) drive a motor vehicle of a particular construction or design; or

(b) drive a motor vehicle of any class he is authorized by the licence to drive provided he wears suitable spectacles or other corrective lenses, a hearing aid or other apparatus, and if he passes the test specified by the Commissioner the driving licence shall not be cancelled or, if it has already been cancelled, it shall be returned to the licence holder and the cancellation thereof shall be rescinded.

(4) The Commissioner may impose on a driving licence the holder of which has been subjected to a test under paragraph (2C) or (3) a condition that the licence holder shall wear suitable spectacles or other corrective lenses, a hearing aid or other apparatus while driving, or may limit the driving licence to the driving of a motor vehicle of a particular construction or design. (L.N. 183 of 1997)

(5) A licence holder whose driving licence is endorsed with a condition that he shall wear suitable spectacles or other corrective lenses, a hearing aid or other apparatus when driving shall not drive without wearing such spectacles or other corrective lenses, hearing aid or other apparatus.

(6) The Commissioner shall refuse to issue or renew a driving licence in the case of an applicant, who is 70 years of age or more, who-

(a) is not medically fit to drive and control a motor vehicle in the class to which his application relates; or

(b) is not able to read a registration mark at a distance of 23 metres in good daylight (with the aid of spectacles or other corrective lenses, if worn).

(7) A licence holder who has been given a notice in accordance with paragraph (3) shall, within 72 hours after receipt of such notice, surrender his driving licence to the Commissioner for cancellation.

(8) (a) Paragraphs (2A), (2B) and (2C) do not apply in relation to driving licences issued before the commencement of the Road Traffic (Driving Licences) (Amendment) (No. 2) Regulation 1997 (L.N. 183 of 1997).

(b) This paragraph shall cease to have effect at the end of the period of 3 years after the commencement of the Road Traffic (Driving Licences) (Amendment) (No. 2) Regulation 1997 (L.N. 183 of 1997). (L.N. 183 of 1997)

Chapter:	374B	Title:	ROAD TRAFFIC (DRIVING LICENCES) REGULATIONS	Gazette Number:	
Regulation:	20	Heading:	Cancellation of driving licences	Version Date:	30/06/1997

(1) The Commissioner shall cancel a driving licence if the licence holder-

(a) does not fulfil the conditions and requirements necessary for the issue of the driving licence;

(b) is suffering from any disease or physical disability specified in the First Schedule.

(2) The Commissioner may cancel a driving licence if the licence holder contravenes any condition of the licence.

(3) On cancellation of a driving licence the Commissioner shall give to the person to whom the licence was issued notice of such cancellation, and such person shall, within 72 hours after receipt of the notice, surrender his driving licence to the Commissioner.

• , f "

□

• ,	374B	f " ,	... † ‡ ^ (% Š < Œ) • • ' ' ,	
" ,	20	" " f " ,	• , f " ... † ‡	• — — ~ , 30/06/1997

(1) • , f " ... † ... ‡ ^ % Š < Œ • Ž • • ' ' , f " " •

(a) • — — ~ ™ ' ' , f š > œ • ž Ÿ i ϕ

(b) ... £ α 1 š ¥ ! œ § " ©^a « - - ®

(2) • , f " " ... † - ° ' ' f œ ± 2 • ž < Œ • 3 • • , f " " ®

(3) Œ • " " i ' ' , f < ž • " " , f u ¶ . 1 ° ~ » , f œ † < ¼
» † ž ½ ¾ ° . s , 72 Ć Ć < Ć Œ • Ć Ć • ' ' , f ®

Chapter:	374B	Title:	ROAD TRAFFIC (DRIVING LICENCES) REGULATIONS	Gazette Number:	
Schedule:	1	Heading:	EXCEPTED DISEASES AND PHYSICAL DISABILITIES	Version Date:	30/06/1997

[regulations 9 & 20]

1. Epilepsy.
2. Liability to sudden attacks of disabling giddiness or fainting due to hypertension or any other cause.
3. Mental disorder for which the applicant for the licence, or, as the case may be, the holder of the licence is liable to be detained under the Mental Health Ordinance (Cap 136) or is receiving treatment as an in-patient in a mental hospital within the meaning of that Ordinance.
4. Any condition causing muscular incoordination.
5. Uncontrolled diabetes mellitus.
6. Inability to read at a distance of 23 metres in good daylight (with the aid of spectacles or other corrective lenses, if worn) a registration mark.
7. Any other disease or disability which is likely to render him incapable of effectively driving and controlling a motor vehicle or suitably adapted motor vehicle to which such licence refers without endangering public safety, provided that deafness shall not of itself be deemed to be any such disability.

□

• ,	374B	f „ ,	... † ‡ ^ (%Š < Œ) • • ' ' ,	
™ Š ,	1	“ ” f „ ,	^ %...Š < Œ • Ž • • — — ~ ,	30/06/1997

[Å 9 Ÿ 20 •]

1. Æ Ç È ©

2. É Ê Ë © • Ì Í Î < † Ì ...³ Ð Ñ Ò Ó Ô © Ö Õ † Ì × Ø Ù ©

3. Ú Û Ü Ý < † Ì , f Þ ß † © „ ... † (à á º %Š ¼ j)...³ Ð â ã ä Å Ù
Û å æ • ç è (À 136 é) ê ë ì © † í î ï ð ñ ò ÷ ù • ç š Ÿ œ Ú Û
Û ð ñ ò ©

4. ±² ó ĩ ô õ • ð ö ÷ œ ø Š ©

5. ù ð ö ÷ œ ú û ï ©

6. • „ f „ ... † ‡ ^ %Š < Œ • Ž • • 23 ' ' " " • — (—™Š f > œ
• ž Ÿ ž ĩ ç é æ ž Ÿ ĩ š ĩ ©ª « • , < Œ)¬

7. - © Ž - ° Ÿ ±² a 3 - ° Ÿ ±² µ ¶ • 1 ° Ÿ » — ° ¼ —
ǻ f • ½¾ Ā Ā Ā' Ā Ā Šª — Ā Æ Ç È Ÿ É Ê Ÿ È Ì Í Î ' ĩ Ð Ÿ Ñ
Ò Ó Ô Ö' ĩ Ð Ö × Ø Ù Ú Û Ü • Ó ĩ Š Ÿ Þ' ±² ¬