

LEGAL NOTICE NO. 66

REPUBLIC OF TRINIDAD AND TOBAGO

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT, CHAP. 48:50

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 100 OF THE MOTOR
VEHICLES AND ROAD TRAFFIC ACT AND SUBJECT TO NEGATIVE
RESOLUTION OF PARLIAMENT

THE MOTOR VEHICLES AND ROAD TRAFFIC (PERSONS
WITH DISABILITY PARKING PERMIT) REGULATIONS, 2024

1. These Regulations may be cited as the Motor Vehicles and Road
Traffic (Persons With Disability Parking Permit) Regulations, 2024. Citation

2. (1) In these regulations—

Interpretation

“assistive devices or assistive products” mean any product,
produced or generally available, that is used by or for
persons with disability for participation, measurement or
substitution of body functions or structures and activities
support, training, prevention or impairment, activity
limitations or participation restrictions;

“applicant” means a person who applies for a disability parking
permit under regulation 3;

“constable” has the meaning assigned to it under section 80 of
the Motor Vehicles and Road Traffic Act;

Chap. 48:50

“disability parking permit” means a permit issued or renewed
by the Licensing Authority under regulation 4;

“disability parking zone” means a parking facility with an
official International Symbol of Access having
specifications illustrated in Schedule I and designated for
exclusive use by a person with disability;

“person with disability” means a person whose mobility is
limited as a result of—

(a) a long-term permanent disability or clinically recognisable
medical condition; or

(b) any other physical disability or debilitating impairment,

to the extent that—

- (c) the person is unable to propel himself without the aid of a wheelchair or walker, or a combination of both or a crutch, a cane, a leg brace or a leg prosthesis or any other assistive devices or assistive products for persons with disability; or
- (d) the person—
 - (i) requires the daily use of a device to assist with breathing;
 - (ii) has a significant cardio-pulmonary condition, which results in severe shortness of breath with minimum physical activity;
 - (iii) has a severe neuro-muscular or skeletal condition, and because of any of the conditions described in paragraph (i) or (ii) is limited in mobility to fifty metres or less in outdoor weather conditions; or
 - (iv) is visually impaired;

“International Symbol of Access” means the symbol with specifications as illustrated in Schedule I, used to indicate the features of buildings and road parking facilities that may be used by a person with disability.

(2) A long-term permanent disability or clinically recognisable medical condition applicable to a person with disability under these Regulations shall include a medical condition specified in Schedule II.

Application
for disability
parking
permit

3. (1) A person who is desirous of obtaining or renewing a disability parking permit, shall submit an application to the Licensing Authority and pay the fee specified in Schedule III.

(2) An application for a disability parking permit by a person with a permanent disability is exempt from the requirement to pay the fee specified in Schedule III.

(3) An application under subregulation (1) and certificate issued by the medical practitioner under regulation 4(1), shall be in a form approved by the Licensing Authority.

Disability
parking
permit for
vehicles
transporting
persons with a
disability

4. (1) The Licensing Authority may issue or renew a disability parking permit to a person with disability, only where a medical practitioner certifies on the approved form, that the applicant is a person with disability and specifies the anticipated length of time that the immobility is expected to continue, if known.

(2) The Licensing Authority may issue a disability parking permit to a visitor in Trinidad and Tobago, if the visitor establishes to the satisfaction of the Licensing Authority that the visitor is the holder of a—

- (a) valid driver's licence; or
- (b) valid parking permit or number plate bearing the International Symbol of Access, issued by the home territory of the visitor.

(3) The Licensing Authority may issue or renew a disability parking permit to any entity, organisation or corporation, in respect of a number of vehicles that are owned or leased by, or operated on behalf of the entity, organisation, or corporation primarily to provide transportation services to persons with disability.

(4) A disability parking permit issued or renewed under this regulation shall—

- (a) be in the form approved by the Licensing Authority;
- (b) subject to regulation 8, be for such duration and subject to such conditions as the Licensing Authority determines; and
- (c) be displayed in a motor vehicle that is parked in a disability parking zone, only when transporting a person with disability.

(5) An approved form certified under subregulation (1), shall be submitted to the Licensing Authority within a period of three months from the date of examination as specified in the certificate by the medical practitioner.

(6) Where an application for a disability parking permit under this regulation is in respect of a child, the parent, guardian or person with responsibility for the child shall complete the application and tender all relevant documents.

5. A person whose application for the grant of a disability parking permit is denied, may within twenty-eight days from the date of being notified, appeal in writing, the decision of the Licensing Authority to the Board.

Appeal on refusal to grant a disability parking permit

6. (1) The Licensing Authority shall establish and maintain a register to be known as "the Disability Parking Permit Register" in which shall be recorded—

Register for disability parking permits

- (a) the name and address and other contact details of holders of a disability parking permit;

- (b) the disability with which the holder was diagnosed;
- (c) the duration and conditions of use of the disability parking permit; and
- (d) such other particulars as determined by the Licensing Authority.

(2) Where there is a change of information as recorded in the register under subregulation (1)(a), the holder of the disability parking permit shall, within twenty-one days from the date of the change, notify the Licensing Authority of the occurrence.

(3) A register under subregulation (1), may be established and maintained in an electronic format.

Restrictions
on the use of
a disability
parking
permit

7. (1) A person who—

- (a) is not the holder of a disability parking permit, shall not stop, leave, stand or park a vehicle, in a disability parking zone, unless that person is transporting a person who is the holder of a disability parking permit; or
- (b) has a disability parking permit that is cancelled or expired, shall not display, cause or allow to be displayed the cancelled or expired disability parking permit, in a vehicle that is parked in a disability parking zone.

(2) A person shall not destroy, mutilate, deface or alter in any way a disability parking permit.

(3) A person who contravenes this regulation or any condition as registered in the register for the use of a disability parking permit, commits a traffic violation and is liable to a fine of five thousand dollars.

Validity of a
disability
parking
permit

8. (1) Subject to subregulation (2), a disability parking permit issued under regulation 4 shall, unless previously suspended or cancelled, be valid for a period—

- (a) of four years, where a medical practitioner certifies the immobility as permanent;
- (b) not exceeding six months, where the immobility is temporary;
- (c) not exceeding ninety days, where the applicant is a visitor to Trinidad and Tobago; or
- (d) not exceeding four years, if issued to an entity, organisation or corporation pursuant to regulation 4(3).

(2) An application for renewal of a disability parking permit under subregulations (1)(a), (b) and (d), may be submitted to the Licensing Authority by the applicant within a two-month period prior to the expiration of the permit.

9. (1) A person issued with a disability parking permit shall display the disability parking permit in, or on a vehicle in such place and in such manner as directed by the Licensing Authority.

Display of a
disability
parking
permit

(2) A constable may, at any time, require the holder of a disability parking permit to present his permit for inspection.

(3) A person who contravenes subregulation (1), commits a traffic violation and is liable to a fine of two thousand dollars.

10. (1) Where a disability parking permit is—

(a) lost or stolen; or

(b) mutilated, defaced, altered or has become illegible,

Lost or stolen
disability
parking
permit

the holder of the disability parking permit shall as soon as is practicable, thereafter, notify the Licensing Authority of the occurrence.

(2) Where a disability parking permit is lost or stolen, mutilated, defaced, altered or has become illegible, the Licensing Authority may, where an application is made and the applicable fee specified in Schedule III is paid, issue a duplicate disability parking permit to the applicant.

11. (1) The Licensing Authority may suspend or cancel a disability parking permit if the Licensing Authority is satisfied that the holder of the permit—

Cancellation
of a disability
parking
permit

(a) has contravened any condition upon which the permit is issued; or

(b) made any false statement in his application for the permit.

(2) The Licensing Authority shall, prior to suspending or cancelling a disability parking permit under subregulation (1), give the holder of the permit written notice of its intention to suspend or cancel his permit after fourteen days from the date that the notice was served.

(3) Where the Licensing Authority suspends or cancels a disability parking permit under subregulation (1), the Licensing Authority shall inform in writing the holder of the permit of its decision.

(4) Where a holder of a disability parking permit is aggrieved by the decision to suspend or cancel his disability parking permit, the holder of the disability parking permit may, within twenty-eight days of receiving the notice under subregulation (3), appeal in writing, the decision of the Licensing Authority to the Board.

Circumstances
in which a
disability
parking
permit is to be
returned to
the Licensing
Authority

12. (1) A disability parking permit shall become invalid in any of the following circumstances:

- (a) upon the death of the holder of the disability parking permit;
- (b) upon expiration of the disability parking permit by effluxion of time;
- (c) in the case of a permit issued to an entity, organisation, or corporation, where the entity, organisation, or corporation has ceased to exist or the entity, organisation, or corporation no longer transports persons with a disability;
- (d) where a permit becomes illegible, mutilated or damaged;
or
- (e) upon the voluntary surrender of the permit by the holder.

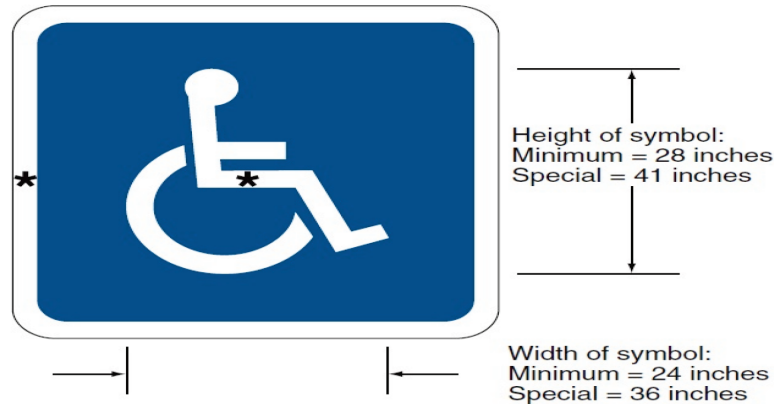
(2) Where a disability parking permit becomes invalid under subregulation (1)(b), (c), (d) or (e), the holder of the permit shall, within fourteen days of the occurrence, return the permit to the Licensing Authority.

(3) A person who contravenes subregulation (2), commits a traffic violation and is liable to a fine of two thousand dollars.

SCHEDULE I

Regulation 2

SPECIMEN OF THE INTERNATIONAL SYMBOL OF ACCESS



*Stroke width:
Minimum = 3 inches
Special = 4 inches

Note: Blue background and white border are optional

SCHEDULE II

Regulation 2(2)

Long-term permanent disability or clinically recognisable medical conditions applicable to a person with disability shall include—

- (a) Blindness;
- (b) Cerebral palsy;
- (c) Chromosomal or syndromic conditions;
- (d) Deafness or hardness of hearing;
- (e) Upper or lower limb amputations;
- (f) Motor neurone disease;
- (g) Neurodegenerative disorders;
- (h) Neuromuscular conditions;
- (i) Paraplegia, quadriplegia or other type of paralysis; or
- (j) Heart or lung disease.

SCHEDULE III

Regulations 3 and 10

Fees for the issue, renewal or a duplicate disability parking permit are as follows:

(a) disability parking permit (Individual)	\$150.00
(b) disability parking permit (Visitor)	\$150.00
(c) disability parking permit (entity, organisation or corporation)	\$200.00
(d) duplicate disability parking permit	\$75.00

Made by the Minister this 11th day of April, 2024.

R. SINANAN
Minister of Works and Transport