



Tuvalu

POLICE POWERS AND DUTIES REGULATIONS 2012

LN No.3 of 2012

**MADE UNDER SECTION 177 OF THE POLICE POWERS AND DUTIES
ACT 2009**

Commencement [10th October, 2012]

1 Short title

These Regulations may be cited as the Police Powers and Duties Regulations 2012.

1 Commencement

These regulations come into force on the day they are endorsed by the Minister.

2 Definitions

In these regulations:

“Act” means the Police Powers and Duties Act 2009.

3 Penalty notices

- (1) For paragraph 150 (1) (a) of the Act, each offence mentioned in Schedule 1 is a penalty notice offence.
- (2) For paragraph 150 (1) (b) of the Act, the penalty payable for a penalty notice offence is the amount mentioned for the offence in Schedule 1.
- (3) For paragraph 150 (1) (e) of the Act, a penalty notice may be issued on Funafuti.

Schedule 1 Penalty notice offences and penalties

(regulation 4)

Part 1 Traffic offences

Division 1.1 Police Powers and Duties Act 2009

Item	Offence	Provision	Fine units
1.01	Fail to stop a vehicle when directed by a police officer without reasonable excuse	Section 21	2.5
1.02	Fail to comply with a police officer's direction to a provide a vehicle for inspection	Section 23	2.5
1.03	Fail to comply with a police officer's direction not to drive a motor vehicle	Section 25	2.5
1.04	Fail to comply with a police officer's direction prohibiting the use of a vehicle	Section 26	2.5
1.05	Fail to give notice to the owner of the vehicle	Section 26	2.5

Division 1.2 Traffic Act 1983

Item	Offence	Provision	Fine units
1.06	Unlicensed motor vehicle	Section 6	2.5
1.07	Unlicensed driver	Section 13	2.5
1.08	Drive motor vehicle with incorrect class of licence	Section 13	1.5
1.09	Breach of conditions of a provisional drivers' licence	Section 14(3)	1.5
1.10	Fail to produce drivers' licence within 48 hours of being instructed by a police officer	Section 17(2)	1.5
1.11	Careless driving	Section 20	5
1.12	Taking a motor vehicle without authority	Section 22	5

Division 1.3 Traffic Regulations

Item	Offence	Provision	Fine units
1.13	Unroadworthy motor vehicle	Regulation 2(1)	2.5
1.14	More than 2 persons on a motor cycle	Regulation 2(2)	1
1.15	Failing to signal	Regulation 3	1
1.16	Failing to make way for emergency vehicle	Regulation 4A	1
1.17	Fail to display L plate when on provisional driver's license	Regulation 15(a)	1
1.18	Fail to keep vehicle left of centre on a roadway	Regulation 5(3)	1
1.19	Fail to stop and provide details after a traffic accident (including animal)	Regulation 4	1
1.20	Disobey a traffic sign	Regulation 6	1
1.21	Exceeding a speed limit	Regulation 7	2.5
1.22	Illegally parking a motor vehicle	Regulation 8	0.5
1.23	Fail to display a registration plate	Regulation 10	1
1.24	Not more than 1 trailer shall be drawn by any motor vehicle	Regulation 11	1
1.25	Fail to display "taxi" sign when operating as a taxi	Regulation 13	1
1.26	Throw litter from a motor vehicle	Regulation 14(2)	1
1.27	Limb or part of body outside of motor vehicle	Regulation 14 A	1
1.28	Fail to display lights when driving a vehicle at night	Regulation 14C	2.5

Part 2 Alcoholic Drink Act 1984

Item	Offence	Provision	Fine units
2.01	Drink alcohol in or near an off-licence premises	Section 22	2.5
2.02	Licensee – sell alcoholic drink outside authorised trading hours	Section 93	2.5
2.03	Unauthorised alcoholic drink on licensed premises	Section 94	2.5
2.04	Licensee – breach of conditions of liquor licence	Section 95	5
2.05	Licensee – trade at premises other than place specified in the licence without authorisation	Section 96	5
2.06	Licensee – fail to produce a liquor licence to a police	Section 97	2.5

Item	Offence	Provision	Fine units
	officer on demand		
2.07	Agent or Servant of a licensee – sell or supply an alcoholic drink to an person under 18 years of age	Section 99(2)	5
2.08	Licence holder permit a police officer to be on licensed premises except for the purposes of duty	Section 100	2.5
2.09	Drink within curtilage of licensed premises	Section 101	2.5
2.10	Outside seller in a licensed premises	Section 102	2.5
2.11	Unauthorised alcoholic drink in shops, etc	Section 103(1)	2.5
2.12	Unauthorised sign	Section 104	2.5
2.13	Possess a weapon on licensed premises	Section 105(1) (a)	2.5
2.14	Possess a weapon while under the influence of alcohol	Section 105(1) (b)	2.5
2.15	Unauthorised making of alcoholic drink	Section 106(1)	2.5
2.16	Drink or possess mixture of sour toddy	Section 107	1
2.17	Drink alcohol in a prohibited area (eg. public place)	Section 118	2.5
2.18	Fail to leave licensed premises when directed	Section 120	2.5

Part 3 Police Powers & Duties Act 2009

Item	Offence	Provision	Fine units
3.01	Fail to comply with police order	Section 50	5
3.02	Tamper with a seized thing	Section 77	5
3.03	Contravene a direction or requirement of a police officer	Section 170	5

Part 4 Penal Code

Item	Offence	Provision	Fine units
4.01	Be drunk and disorderly in a public place	Section 167(d)	1
4.02	Throw rubbish on a footway	Section 169(i)	1
4.03	Drunk and incapable of taking care	Section 170	1
4.04	Shout or make excessive noise	Section 171(1)	1
4.05	Damage a signboard	Section 169(f)	1

Item	Offence	Provision	Fine units
4.06	Indecent act in a public place	Section 167(e)	1
4.07	Threatening, abusive or insulting words or behaviour	Section 169(n)	1

Part 5 Aerodrome Regulations

Item	Offence	Provision	Fine units
5.01	Drive a vehicle on an aerodrome runway without permission	Regulation 3(9)	1

Part 6 Public Health Regulations

Item	Offence	Provision	Fine units
6.01	Unclean premises	Regulation 2	1
6.02	Stagnant water on premises	Regulation 3	1
6.03	Tins, bottles or receptacles capable of holding water on premises	Regulation 4	1
6.04	Water tanks sealed with mosquito-proof gauze	Regulation 5	1
6.05	Stagnant water in boats	Regulation 6	1
6.06	Litter in a public place	Regulation 10	1
6.07	Unclean toilet	Regulation 12	1
6.08	Not dispose of rubbish	Regulation 14	1
6.09	Obstruct a sanitary inspector	Regulation 27	1