



Jersey

## **PEDAL CYCLES (AMENDMENT No. 4) (JERSEY) ORDER 2021**

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## PEDAL CYCLES (AMENDMENT No. 4) (JERSEY) ORDER 2021

*Made**28th April 2021**Coming into force**5th May 2021*

**THE MINISTER FOR INFRASTRUCTURE** makes this Order under Articles 3, 80 and 84 of the Road Traffic (Jersey) Law 1956<sup>1</sup> –

### 1 Interpretation

This Order amends the Pedal Cycles (Jersey) Order 1998<sup>2</sup>.

### 2 Article 1 (interpretation) amended

In Article 1 –

- (a) the existing text is numbered paragraph (1);
- (b) the definition “1981 British Standard” is deleted;
- (c) after the definition “1987 British Standard” there is inserted –  
“ “2014 BS EN Standard” means the specification for city and trekking, young adult, mountain and racing bicycles published by the British Standards Institution under the reference BS EN ISO 4210-2-2014;”;
- (d) after the definition “continuous rated output” there is inserted –  
“ “EEA State” means a member State of the European Union and any other state that is a party to the agreement on the European Economic Area signed at Oporto on 2nd May 1992 when read with any Protocol adjusting that agreement;”;
- (e) after the definition “Law” there is inserted –  
“ “maximum continuous rated power” has the meaning in Article 2(3);”;
- (f) after the definition “nominal voltage” there is inserted –  
“ “Regulation (EU) 168/2013” means Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two-or three-wheel vehicles and quadricycles (OJ L 060, 2.3.2013, p.52) as amended from time to time;”;

- (g) after paragraph (1) there is inserted –
- “(2) Any requirement in this Order for a pedal cycle to comply with a specified standard is satisfied by any of the following provided that it is no lower than the specified standard –
- (a) a relevant standard or code of practice of a national standards body or equivalent body of the United Kingdom or any EEA State;
  - (b) a relevant international standard recognised for use as a standard in the United Kingdom or any EEA State;
  - (c) a relevant technical specification recognised for use as a standard by a public authority of the United Kingdom or of any EEA State;
  - (d) a relevant standard, code of practice or technical specification that is equivalent to a standard, code of practice or technical specification referred to in any of paragraph (a) to (c) in use in another country or territory.”.

### **3 Article 2 (electrically assisted pedal cycles) substitute**

For Article 2 there is substituted –

#### **“2 Electrically assisted pedal cycles**

- “(1) The class of electrically assisted pedal cycles prescribed for the purposes of Article 3 of the Law consists of bicycles and tricycles which comply with the requirements of paragraph (2).
- (2) Those requirements are that each vehicle must –
- (a) be fitted with pedals by means of which it is capable of being propelled; and
  - (b) be fitted with no motor other than an electric motor which –
    - (i) has a maximum continuous rated power which does not exceed 250 watts, and
    - (ii) cannot propel the vehicle when it is travelling at more than 15.5 miles per hour.
- (3) In this Order, “maximum continuous rated power” has the same meaning as in Regulation (EU) 168/2013 and may be determined in accordance with any of the following provided the manner of determination is equivalent to that provided for in Regulation (EU) 168/2013 –
- (a) a relevant standard or code of practice of a national standards body or equivalent body of the United Kingdom or any EEA State;
  - (b) a relevant international standard recognised for use as a standard in the United Kingdom or any EEA State;
  - (c) a relevant technical specification recognised for use as a standard by a public authority of the United Kingdom or of any EEA State;

- (d) a relevant standard, code of practice or technical specification that is equivalent to a standard, code of practice or technical specification referred to in any of paragraphs (a) to (c) in use in another country or territory.”.

#### **4 Article 3 (requirements applicable to electrically assisted pedal cycles) amended**

In Article 3, for paragraphs (1) and (2) there is substituted –

- “(1) A person must not ride or cause or permit to be ridden, on a road or cycle track, an electrically assisted pedal cycle unless –
  - (a) it is –
    - (i) fitted with a plate securely fixed in a conspicuous and readily accessible position showing –
      - (A) the name of the manufacturer of the vehicle,
      - (B) the nominal voltage, and
      - (C) the continuous rated output, or
    - (ii) visibly and durably marked with –
      - (A) the name of the manufacturer of the vehicle,
      - (B) the maximum speed at which the motor can propel the vehicle specified in miles per hour or kilometres per hour, and
      - (C) the maximum continuous rated power of the motor of the vehicle specified in watts or kilowatts;
  - (b) it is fitted with braking systems which are so designed and constructed that –
    - (i) in the case of a bicycle, they comply with the standards for braking systems specified in paragraph 4.6.8 of the 2014 BS EN Standard, or
    - (ii) in the case of a tricycle, they comply with standards no lower than the standards applicable to bicycles referred to in clause (i);
  - (c) it is fitted with a battery which does not leak so as to be a source of danger; and
  - (d) it is fitted with a device biased to the off position which allows power to come from the motor only when the device is operated so as to achieve that result.
- (2) A person must not ride, or cause or permit to be ridden, on a road or cycle track an electrically assisted pedal cycle unless the parts mentioned in the following are in efficient working order –
  - (a) Article 2(2)(a) and (b); and
  - (b) paragraph (1)(b), (c) and (d) of this Article.”.

**5 Citation and commencement**

This Order may be cited as the Pedal Cycles (Amendment No. 4) (Jersey) Order 2021 and comes into force 7 days after the day it is made.

**DEPUTY K.C. LEWIS OF ST. SAVIOUR**

*Minister for Infrastructure*

## ENDNOTES

### Table of Endnote References

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<i>1</i>	<i>chapter 25.550</i>
<i>2</i>	<i>chapter 25.550.18</i>