

STATUTORY INSTRUMENT LAID BEFORE THE STATES

The States of Deliberation have the power to annul the Statutory Instrument detailed below.

No. 97 of 2017

THE ROAD TRAFFIC (COMPULSORY THIRD-PARTY INSURANCE) (RECOVERY OF EXPENSES) (GUERNSEY) REGULATIONS, 2017

In pursuance of the powers conferred on it by sections 3(3A) and 14A of The Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936, as amended, "The Road Traffic (Compulsory Third-Party Insurance) (Recovery of Expenses) (Guernsey) Regulations, 2017" made by the Committee *for the* Environment & Infrastructure and the Committee *for* Health & Social Care on the 25th October 2017 are laid before the States

EXPLANATORY NOTE

These Regulations set out the procedure for recovering the expenses of treatment and ambulance services from insurers under the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936, as amended by the Road Traffic (Compulsory Third-Party Insurance) (Amendment) (Guernsey) Law, 2012 ("the 2012 Law").

Part I brings the 2012 Law and these Regulations into force on the 1st November, 2017. This Part also sets out the circumstances in which these Regulations apply.

Part II imposes duties on insurers and their agents, in relation to notifying claims for compensation, providing information and applying for a certificate of expenses.

Part III provides for the Committee *for* Health & Social Care to issue certificates of expenses (essentially an invoice) to insurers, provides for the determination and calculation of these expenses and specifies the procedure for payment. These expenses are subject to the limits specified in Schedule 4.

Part IV deals with reviews and appeals.

Part V sets out provisions concerning offences and penalties and deals with specific circumstances such as structured settlements, payment into court, interim payments, overpayments and underpayments. It also authorises the Committee to delegate its functions and contains provisions dealing with evidence. Finally, this Part contains the interpretation and transitional and savings provisions.

These Regulations came into force on the 1st November, 2017.

The full text of the statutory instruments and other legislation included in this document can be found at:

<http://www.guernseylegalresources.gg/article/158414/2017>