BERMUDA

AUXILIARY BICYCLES (PROJECT RIDE) REGULATIONS 2026

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TABLE OF CONTENTS

1 Citation

PART 1
PRELIMINARY

2 Interpretation

PART 2
INSTRUCTORS

3 Eligibility for instructor's licence
4 Qualifications for instructor's licence
5 Application for instructor's licence
6 Grant or refusal of instructor's licence
7 Conditions of instructor's licence
8 Annual renewal of instructor's licence
9 Refusal of renewal
10 Suspension
11 Revocation
12 Notice of suspension or revocation
13 Appeals

PART 3
LEARNER'S PERMIT

14 Conditions applicable to learner's permits
15 Compliance by participants

PART 4
OFF-ROAD AND ON-ROAD INSTRUCTION

16 Off-road instruction

17 Content of off-road instruction
18 Assessment following off-road instruction
19 On-road instruction

PART 5
ON-ROAD TESTING

20 Application for on-road test
21 On-road test
22 Waiting period following unsuccessful on-road test

PART 6
RECORDS, OFFENCES AND PENALTIES

23 Training records
24 Offences relating to instructors
25 Offences relating to participants
26 Obstruction

PART 7
DISABLED DRIVER

27 Applicant requiring a specially adapted auxiliary bicycle
28 Condition relating to corrective devices
29 Duty to notify Director of worsening disability

The Minister responsible for transport, in exercise of the powers conferred by sections 9AB(4), 30 and 31 of the Auxiliary Bicycles Act 1954, makes the following Regulations:

Citation

1 These Regulations may be cited as the Auxiliary Bicycles (Project Ride) Regulations 2026.

PART 1

PRELIMINARY

Interpretation

2 In these Regulations—

"Act" means the Auxiliary Bicycles Act 1954;

"approved training course" means a training course approved by the Director for Project Ride instructors;

"Bermuda youth licence" means a licence issued under section 9A of the Act;

"instructor" means a Project Ride instructor as provided in section 1 of the Act;

"instructor's licence" means a Project Ride instructor's licence issued under section 9AB of the Act;

"off-road instruction curriculum" means a curriculum of instruction approved by the Director and delivered otherwise than on a public road, designed to provide participants with theoretical and practical training in the safe and responsible operation of an auxiliary bicycle;

"on-road instruction curriculum" means a curriculum of instruction approved by the Director of practical instruction conducted on a public road by a Project Ride instructor for the purpose of preparing a participant for the on-road test required for the issue of a Bermuda youth licence;

"participant" means a holder of a learner's permit who is enrolled in Project Ride;

"training record" means a record maintained under regulation 23.

PART 2

INSTRUCTORS

Eligibility for instructor's licence

3 An applicant for an instructor's licence shall—

(a) be at least 25 years of age;

(b) hold a valid driver's licence authorising the driving of an auxiliary bicycle;

(c) have held such licence for not less than five years immediately preceding the application and

(d) be a fit and proper person to provide instruction to young persons.

Qualifications for instructor's licence

4 (1) An applicant for an instructor's licence shall possess such qualifications as the Director may require for the purposes of section 9AB(4)(a) of the Act.

(2) Without limiting paragraph (1), the qualifications required by the Director may include demonstrated competence in—

(a) the provisions of the Act and any regulations made under the Act;

(b) road traffic laws and road safety principles;

(c) instructional methods and techniques;

(d) hazard perception and risk management;

(e) emergency response procedures; and

(f) the safe operation of an auxiliary bicycle.

(3) For the purpose of determining whether an applicant possesses any qualification required under paragraph (1), the Director may require the applicant to undergo such oral or practical assessment as the Director considers appropriate.

Application for instructor's licence

5 (1) An application for an instructor's licence shall be made to the Director in such form as the Director may approve.

(2) The Director may require an applicant to provide such documents or information as are reasonably necessary to determine the application.

Grant or refusal of instructor's licence

6 (1) Upon consideration of an application made under regulation 5, the Director may—

(a) grant an instructor's licence; or

(b) refuse to grant an instructor's licence.

(2) The Director may grant an instructor's licence where satisfied that the applicant—

(a) possesses the qualifications required under regulation 4; and

(b) is a fit and proper person to act as an instructor.

(3) Where the Director refuses to grant an instructor's licence, the Director shall give the applicant written notice of the refusal and the reasons for the refusal.

(4) The applicant may, within 14 days after receipt of the notice, make written representations to the Director.

(5) The Director shall consider any representations made under paragraph (4) before making a final decision.

Conditions of instructor's licence

7 Every instructor's licence shall be subject to the following conditions—

(a) the instructor shall comply with any standards, procedures or guidelines issued by the Director for Project Ride;

(b) the instructor shall carry the instructor's licence while conducting on-road instruction;

(c) the instructor shall maintain training records in accordance with these Regulations; and

(d) the instructor shall notify the Director as soon as reasonably practicable of any matter that may affect their suitability to continue to hold the licence.

Annual renewal of instructor's licence

8 (1) An instructor's licence shall be renewable annually.

(2) An application for renewal shall be made to the Director not less than 30 days before the expiry of the licence.

(3) The Director may require an applicant for renewal to—

(a) provide such information or documentation as the Director considers necessary; or

(b) satisfy any continuing competency requirements determined by the Director.

(4) The Director may renew the instructor's licence where satisfied that the applicant—

(a) continues to satisfy the requirements of these Regulations; and

(b) remains a fit and proper person to act as a Project Ride instructor.

Refusal of renewal

9 (1) The Director may refuse to renew an instructor's licence where the applicant—

(a) has failed to comply with a provision of the Act or these Regulations;

(b) no longer satisfies the qualifications required under regulation 4;

(c) has failed to comply with a condition of the instructor's licence;

(d) has provided false or misleading information in connection with the application for renewal; or

(e) is not a fit and proper person to continue to hold an instructor's licence.

(2) Before refusing to renew an instructor's licence, the Director shall give the applicant written notice of—

(a) the proposed refusal; and

(b) the reasons for the proposed refusal.

(3) The applicant may, within 14 days after receipt of the notice, make written representations to the Director.

(4) The Director shall consider any representations made under paragraph (3) before making a final decision.

Suspension

10 The Director may suspend an instructor's licence where the holder—

(a) ceases to satisfy any qualification provided in regulation 4;

(b) breaches a condition of the licence;

(c) conducts instruction in an unsafe manner;

(d) provides false or misleading information to the Director; or

(e) ceases to be a fit and proper person to hold the licence.

Revocation

11 The Director may revoke an instructor's licence where—

(a) a ground for suspension exists and the breach is serious or repeated; or

(b) the holder ceases to be a fit and proper person to hold the licence.

Notice of suspension or revocation

12 (1) Before suspending or revoking an instructor's licence, the Director shall give the holder of the licence written notice of the proposed action and the reasons for it.

(2) The holder may, within 14 days of receipt of the notice, make written representations to the Director.

(3) The Director shall consider any representations made under paragraph (2) before making a final decision.

Appeals

13 (1) An applicant who is aggrieved by the Director's decision relating to the grant, renewal, suspension or revocation of a licence may, within 14 days after receipt of notification of such decision, appeal to the Magistrate's Court against the decision by notice, in writing, setting out the grounds of appeal.

(2) On any appeal under this section, the court may make such order, including an order for costs, as it thinks fit.

PART 3

LEARNER'S PERMIT

Conditions applicable to learner's permits

14 The Director may impose conditions on a learner's permit relating to—

(a) approved training routes;

(b) approved hours for instruction;

(c) weather restrictions;

(d) safety equipment requirements;

(e) supervision requirements; and

(f) any matter necessary for the safe conduct of on-road instruction.

Compliance by participants

15 A participant shall comply with—

(a) the conditions of a learner's permit; and

(b) any lawful direction given by an instructor or examiner for the purposes of on-road instruction or an on-road test.

PART 4

OFF-ROAD AND ON-ROAD INSTRUCTION

Off-road instruction

16 (1) A participant shall successfully complete the off-road instruction curriculum before participating in on-road instruction.

(2) Off-road instruction may be conducted at such location as may be approved by the Director.

Content of off-road instruction

17 Off-road instruction may include instruction in—

(a) road traffic laws and road safety principles;

(b) rider responsibilities and safe riding practices;

(c) the proper use of protective headgear and safety equipment;

(d) hazard awareness and risk management;

(e) emergency procedures and accident response;

(f) auxiliary bicycle controls and basic manoeuvres;

(g) pre-ride safety inspections; and

(h) any other subject that the Director considers necessary for the safe operation of an auxiliary bicycle.

Assessment following off-road instruction

18 (1) Upon completion of off-road instruction, a participant shall undergo such assessment as the Director may require.

(2) An assessment under paragraph (1) may consist of a written, oral or practical assessment.

(3) A participant who does not satisfactorily complete the assessment shall not participate in on-road instruction until any further off-road instruction required by the Director has been completed.

On-road instruction

19 (1) On-road instruction shall only be conducted by a person who holds a valid instructor's licence.

(2) Before commencing on-road instruction the instructor shall confirm that the participant is carrying a valid learner's permit and has a certificate of completion.

(3) An instructor shall discontinue on-road instruction where, in the instructor's opinion, continuation of the instruction would create an unreasonable risk to public safety.

PART 5

ON-ROAD TESTING

Application for on-road test

20 (1) A participant who seeks the issue of a Bermuda youth licence shall apply to the Director for an on-road test.

(2) An application under paragraph (1) shall—

(a) be made in a form approved by the Director; and

(b) contain such information as the Director may require.

(3) A participant is not eligible to apply for an on-road test unless the participant has successfully completed—

(a) the off-road instruction curriculum; and

(b) the on-road instruction curriculum.

(4) The Director may refuse to schedule an on-road test where the participant—

(a) has not complied with paragraph (3); or

(b) has failed to satisfy any requirement of Project Ride.

On-road test

21 (1) The on-road test referred to in section 9AC of the Act is the practical driving assessment required for the issue of a Bermuda youth licence.

(2) An on-road test shall be conducted by an examiner on a public road approved by the Director.

(3) During the on-road test, the examiner shall, in addition to what is provided in section 9AC(2) of the Act, assess the participant's—

(b) observation and hazard awareness;

(c) control and operation of the auxiliary bicycle;

(d) compliance with road signs, signals and road markings; and

(e) interaction with other road users.

(4) An examiner may terminate an on-road test where the conduct of the participant presents an immediate risk to public safety.

(5) Where a participant successfully completes the on-road test, the examiner shall certify the result to the Director.

(6) A certificate issued under paragraph (5) constitutes proof of successful completion of the on-road test requirement for the purposes of obtaining a Bermuda youth licence.

Waiting period following unsuccessful on-road test

22 A person who fails an on-road test shall not take another such test until—

(a) 1 week has elapsed since the failure of the person's first test;

(b) 1 week has elapsed since the failure of the person's second test;

(c) 2 weeks have elapsed since the failure of the person's third or any subsequent test.

PART 6

RECORDS, OFFENCES AND PENALTIES

Training records

23 (1) An instructor shall maintain a training record for each participant receiving on-road instruction.

(2) A training record shall contain—

(a) the participant's name;

(b) the participant's learner's permit number;

(c) the matters covered during instruction; and

(d) the instructor's assessment of the participant's progress.

(3) A training record shall be retained for a period of three years.

(4) An instructor shall produce a training record to the Director upon request.

Offences relating to instructors

24 An instructor who—

(a) conducts on-road instruction without holding a valid instructor's licence;

(b) fails to verify that a participant is carrying a valid learner's permit before commencing on-road instruction;

(c) knowingly permits a participant who does not hold a valid learner's permit to participate in on-road instruction;

(d) fails without reasonable excuse to maintain a training record required under regulation 23; or

(e) knowingly makes a false entry in a training record,

commits an offence and is liable on summary conviction to a fine of $1,000.

Offences relating to participants

25 A participant who—

(a) fails to comply with a condition of a learner's permit;

(b) fails to comply with a lawful direction of a Project Ride instructor or examiner given for the purposes of on-road instruction or an on-road test; or

(c) applies for an on-road test using information that is false or misleading in a material particular,

commits an offence and is liable on summary conviction to a fine of $300.

Obstruction

26 A person who obstructs or hinders the Director, an examiner or an instructor in the exercise of a function under these Regulations commits an offence and is liable on summary conviction to a fine of $500.

PART 7

DISABLED DRIVER

Applicant requiring a specially adapted auxiliary bicycle

27 (1) This regulation applies where the Director is satisfied that—

(a) an applicant for a learner's permit or a Bermuda youth licence has a disability that impairs the applicant's ability to safely control an auxiliary bicycle of ordinary design and construction; and

(b) the disability would not substantially impair the applicant's ability to safely control an auxiliary bicycle that is specially constructed, adapted or equipped to meet the applicant's needs.

(2) Where a suitable specially constructed, adapted or equipped auxiliary bicycle is available, the Director may permit the applicant to undergo on-road instruction and an on-road test on that auxiliary bicycle conducted by an inspector.

(3) If satisfied that the applicant is competent to control the auxiliary bicycle, the Director may issue a learner's permit or a Bermuda youth licence subject to the conditions that—

(a) the permit or licence is valid only in respect of the auxiliary bicycle specified in the licence or permit; and

(b) the permit or licence is valid only while that auxiliary bicycle remains specially constructed, adapted or equipped to the satisfaction of the Director.

Condition relating to corrective devices

28 (1) Where a person has a disability that impairs their ability to control an auxiliary bicycle but is able, by means of glasses, an artificial limb or another corrective device, to correct the disability to an extent sufficient for the issue of a learner's permit or a Bermuda youth licence, it is a condition of the permit or licence that the holder, when controlling an auxiliary bicycle, uses the glasses, artificial limb or other corrective device required to correct the disability.

(2) A learner's permit or a Bermuda youth licence is not valid while its holder is controlling an auxiliary bicycle in contravention of subsection (1).

Duty to notify Director of worsening disability

29 (1) Where the holder of a valid learner's permit or a Bermuda youth licence—

(a) has reason to believe, or reasonably suspects, that they are suffering from a disability that impairs, or is likely to impair, their ability to control an auxiliary bicycle, and the disability was not disclosed to the Director in connection with the issue of a permit or issue or renewal of the licence; or

(b) is suffering from a disability that impairs, or is likely to impair, their ability to control an auxiliary bicycle and, although the disability was disclosed to the Director in connection with the issue of a permit or issue or renewal of the licence, the disability has become more severe,

the holder shall immediately notify the Director in writing.

(2) The Director may require the holder of a learner's permit or a Bermuda youth licence to provide a certificate from a registered medical practitioner regarding their physical fitness to control an auxiliary bicycle.

Made this 5th day of August 2026

Acting Minister of Tourism and Transport, Culture and Sport

[Operative Date: 06 August 2026]