

THIRD SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5330 GIBRALTAR Thursday 23rd July 2026

B. 26/26

BILL

FOR

AN ACT to amend the Personal Light Electric Transporters Act 2023 in relation to the wearing of protective headgear and for connected purposes.

ENACTED by the Legislature of Gibraltar.

Title.

1. This Act may be cited as the Personal Light Electric Transporters (Amendment) Act 2026.

Commencement.

2. This Act comes into operation on such day as the Minister may, by notice published in the Gazette, appoint; and different days may be appointed for different provisions.

Amendment of Section 5.

3.(1) Section 5 of the Personal Light Electric Transporters Act 2023 (the "Act") is amended in accordance with this section.

(2) For section 5 of the Act substitute—

“Wearing of protective headgear.

5.(1) Subject to subsection (3), a person operating a transporter must wear protective headgear.

(2) In this section "protective headgear" means headgear which is—

- (a) a helmet bearing the British or EU Standard EN 1078:2012+ A1:2012 (and marked with the British 'kitemark' or EU Standard); or
- (b) a "full-face", "open-face", "moto-cross" or modular helmet; that is to say a helmet offering protection to the ears and cheeks with or without a visor; and

- (c) of the proper fit to ensure that it will not come off should the transporter suddenly accelerate or stop; and
 - (d) securely fastened.
- (3) Subsection (1) does not apply to a person operating a company transporter.
- (3A) in this section, “company transporter” means a transporter operated by or on behalf of any company whose sole or part of their business is to offer transporters as a service for consideration.
- (4) A person who operates a transporter on a road without wearing protective headgear and who is not operating a company transporter is guilty of an offence and shall be liable, on summary conviction, to a fine not exceeding level 3 on the standard scale.
- (5) For the avoidance of doubt, a person who operates a company transporter on a road without wearing protective headgear shall not be guilty of an offence by reason only of not wearing protective headgear.
- (6) The Minister must, within 6 months of this section coming into operation, review the operation of subsection (3).”

Amendment to Section 8.

4. In section 8(1), for “5(1)” substitute “5(1) (subject to section 5(3))”.

EXPLANATORY MEMORANDUM

This Bill amends the Personal Light Electric Transporters Act 2023 to introduce an exemption from the requirement to wear protective headgear for operators of company transporters, being transporters operated by or on behalf of a company, partnership or other business entity in the course of that entity’s business. This exemption is introduced on hygiene grounds, as requiring visitors and tourists to wear shared helmets raises public health concerns, and as an incentive to encourage tourists and visitors to Gibraltar to use personal light electric transporters as a sustainable transport option. Under the current Act, all operators must wear protective headgear. The amendment provides that this obligation does not apply where the operator is operating a company transporter. Operators who are not operating a company transporter remain subject to the helmet requirement, and a new offence is created for operating without a helmet while not using a company transporter. A review of the helmet exemption must be conducted within 6 months of commencement. This Bill is intended to come into force alongside the Personal Light Electric Transporters (Registration, Insurance and Miscellaneous) Regulations 2026.

Copies may be purchased at 6, Convent Place, Price. £1.00.