

THE TOLL ROADS ACT

The Toll Roads (Technical Designs, Operations and Maintenance Standards) Regulations, 2018

In exercise of the power conferred upon the Toll Authority by section 32 of the Toll Roads Act, and of every other power hereunto enabling, the following Regulations are hereby made, with the approval of the Minister:-

Citation. 1. These Regulations may be cited as the Toll Roads (Technical Designs, Operations and Maintenance Standards) Regulations, 2018.

Interpretation. 2. In these Regulations –
““Agency” means the National Works Agency.

Concessionaire shall submit copies of technical standards. 3. – (1) A concessionaire who intends to design, construct or modify a toll road, shall submit to the Agency for approval, the drawings and copies of the technical standards and specifications intended to be used.

(2) Subject to paragraph (3), the technical standards and specifications intended to be used in the design, construction or modification of a toll road, shall be the more stringent of the technical standards specified in the Schedule.

Schedule. (3) Other technical standards and specifications of international recognition may be submitted by the concessionaire to the Agency for consideration and approval for the purposes of paragraph (1), where a standard or specification specified in the Schedule, does not provide a solution in the design and construction

of a toll road.

Concessionaire shall make necessary changes to meet required standards and specifications.

4. – (1) Where drawings submitted by the concessionaire to the Agency are approved but components of the construction fail to meet the approved standards and specifications, the concessionaire shall make the necessary changes to meet the required standards and specifications.

(2) The concessionaire shall bear the cost associated with changes referred to under paragraph (1).

(3) The timeline for making and submitting the changes referred to in paragraph (1), shall be determined by the Agency in consultation with the Authority.

Operations and maintenance standards, etc.

5. Where approval is granted for the design, construction or modification of a toll road, the concessionaire shall adhere to operation and maintenance standards, specification and requirements outlined in the concession agreement.

Concessionaire shall adhere to technical standards and specifications approved by the Agency.

6. – (1) A concessionaire shall during the concession period adhere to the technical standards and specifications for the design, construction, operation and maintenance of a toll road as outlined in the concession agreement.

(2) Where a concessionaire fails to adhere to the standards in accordance with sub-paragraph (1), the concessionaire commits an offence and shall be liable on summary conviction in a Parish Court, to a fine not exceeding five hundred thousand dollars, and, in default of payment thereof, one million dollars.

SCHEDULE

(Regulations 3 and 6)

Technical Standards

1. American Society of Testing and Material International Standards (ASTM) International Standards.
2. The American Association of State Highway and Transportation Official (AASHTO) Standards.
3. The British Standards.
4. The Traffic Control Devices Manual (Jamaica)
5. Design Manual for Roads and Bridges (DMRB)

Dated this day of

2018
~~2017~~ XX.



Chairman: Toll Authority

Approved:



Minister of Transport and Mining

