



Transport Act (Northern Ireland) 1967

1967 CHAPTER 37

PART IV

GENERAL PROVISIONS RELATING TO LICENCES UNDER PARTS II AND III

46^{F2} Interpretation of “carriage for reward” for purposes of [F1Part 2] and this Part.

For the purpose of [F1Part 2] and this Part—

- (a) the expression “reward” shall include consideration of any kind whether monetary or not[F3], but shall not include any payment in respect of a journey in a motor vehicle in circumstances where the conditions set out in Article 66A(2) of the Road Traffic (Northern Ireland) Order 1981 (car-sharing arrangements) are satisfied[F4] or any payment in respect of a journey in a motor vehicle exempted from licensing requirements by virtue of section 10A]
- (b) where a motor vehicle is being used on a road to carry for reward any passengers^{F5}... the driver of the vehicle, if it belongs to him or is in his possession under an agreement for hire, hire-purchase, credit-sale or loan, and, in any other case, the person whose agent or servant the driver is, shall be deemed to be the person by whom the vehicle is being so used (in this section referred to as “the carrier”):

Provided that where an agreement for the hire of a motor vehicle which is used to carry passengers^{F5}... on a road is accompanied by a transfer to the person hiring the vehicle of the services of a driver thereof, the person by whom the vehicle has been let on hire shall be deemed to carry such passengers^{F5}... for reward[F6] unless the person to whom the vehicle has been let on hire uses the vehicle to carry such passengers^{F5}...for reward in the course of a business of carrying passengers^{F5}... for reward];

- F7(c)
- F8(d)
- F9(e)

Changes to legislation: *There are currently no known outstanding effects for the Transport Act (Northern Ireland) 1967, Section 46. (See end of Document for details)*

- F1** Words in s. 46 substituted (1.7.2012) by [Goods Vehicles \(Licensing of Operators\) Act \(Northern Ireland\) 2010 \(c. 2\), s. 60\(2\), Sch. 3 para. 7](#); S.R. 2012/262, art. 2 (with arts. 4-6)
- F2** mod. by SR 1987/187, 383
- F3** 1981 NI 24
- F4** 1990 NI 7
- F5** Words in s. 46(b) repealed (1.7.2012) by [Goods Vehicles \(Licensing of Operators\) Act \(Northern Ireland\) 2010 \(c. 2\), s. 60\(2\), Sch. 4](#); S.R. 2012/262, art. 2 (with arts. 4-6)
- F6** 1984 NI 15
- F7** S. 46(c) repealed (1.7.2012) by [Goods Vehicles \(Licensing of Operators\) Act \(Northern Ireland\) 2010 \(c. 2\), s. 60\(2\), Sch. 4](#); S.R. 2012/262, art. 2 (with arts. 4-6)
- F8** S. 46(d) repealed (1.7.2012) by [Goods Vehicles \(Licensing of Operators\) Act \(Northern Ireland\) 2010 \(c. 2\), s. 60\(2\), Sch. 4](#); S.R. 2012/262, art. 2 (with arts. 4-6)
- F9** S. 46(e) repealed (1.7.2012) by [Goods Vehicles \(Licensing of Operators\) Act \(Northern Ireland\) 2010 \(c. 2\), s. 60\(2\), Sch. 4](#); S.R. 2012/262, art. 2 (with arts. 4-6)

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