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STATUTORY INSTRUMENTS

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**1981 No. 1117 (N.I. 24)**

**The Road Traffic (Car-Sharing Arrangements) (Northern Ireland) Order 1981**

- - - - - 31st July 1981

***Title and commencement***

1. This Order may be cited as the Road Traffic (Car-sharing Arrangements) (Northern Ireland) Order 1981 and shall come into operation on the expiration of the period of one month from the day on which it is made.

***Interpretation***

2. The Interpretation Act (Northern Ireland) 1954<sup>F1</sup> shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

**F1** 1954 c. 33 (NI)

***Car-sharing arrangements and insurance***

- 3.—(1) The Road Traffic (Northern Ireland) Order 1981<sup>F2</sup> shall be amended as follows—
- (a) in Article 2(2), at the end of the definition of “public service vehicle” add the words “ or any vehicle to which Article 66A (car-sharing arrangements) applies ”;
  - (b) after Article 66 insert the following Article—

**“Car-sharing arrangements**

**66A.**—(1) A motor vehicle carrying passengers for payment in circumstances in which the conditions set out in paragraph (2) are fulfilled shall not be regarded as a public service vehicle.

- (2) The conditions referred to in paragraph (1) are—
- (a) that the vehicle is not adapted to carry more than eight passengers in addition to the driver;
  - (b) that the payment or aggregate of the payments made in respect of the journey by the vehicle does not exceed the amount of the running costs of the vehicle for the journey; and
  - (c) that the arrangements for payment by the passenger or passengers so carried were made before the journey began,

and for the purposes of sub-paragraph (b) the running costs of vehicle for a journey shall be taken to include an appropriate amount in respect of depreciation and general wear.

(3) In this Article “payment” includes consideration of any kind, whether monetary or not.”

(c) at the end of Article 94(2) add the following paragraphs—

“(3) To the extent that a policy or security issued or given for the purposes of this Part—

(a) restricts, as the case may be, the insurance of the persons insured by the policy or the operation of the security to use of the vehicle for specified purposes (for example, social, domestic and pleasure purposes) of a non-commercial character; or

(b) excludes from, as the case may be, that insurance or the operation of the security—

(i) use of the vehicle for hire or reward;

(ii) business or commercial use of the vehicle; or

(iii) use of the vehicle for specified purposes of a business or commercial character,

then, for the purposes of that policy or security so far as it relates to such liabilities as are required to be covered by a policy under Article 92, the use of a vehicle on a journey in the course of which one or more passengers are carried for payment shall, if the conditions set out in Article 66A (2) are satisfied and the vehicle is not a motor cycle, be treated as falling within that restriction or not falling within that exclusion, as the case may be.

(4) Paragraph (3) shall have effect however the restrictions or exclusions described in that paragraph are framed or worded.

(5) In paragraph (3) “payment” has the same meaning as in Article 66A (3).”

(2) In section 46 of the Transport Act (Northern Ireland) 1967<sup>F3</sup>, at the end of paragraph (a) add the words “, 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”.

**F2** 1981 NI 1

**F3** 1967 c. 37 (NI)

**Changes to legislation:**

There are currently no known outstanding effects for the The Road Traffic (Car-Sharing Arrangements) (Northern Ireland) Order 1981.