

GOODS VEHICLES: LICENSING

REGULATIONS, DATED 14TH JULY, 1955, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 6 OF THE LOCOMOTIVES ON HIGHWAYS ACT, 1896 AND SECTION 53 OF THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

1955. No. 124

[C]

The Ministry of Home Affairs in exercise of the powers vested in it by Section 6 of the Locomotives on Highways Act, 1896 and Section 53 of the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, and of every other power in that behalf enabling it, with the approval of the Ministry of Finance for Northern Ireland in regard to the provisions contained in Regulations 8 and 21, hereby makes and prescribes the following Regulations:—

Citation

1. These Regulations may be cited as the Goods Vehicles (Licensing) Regulations (Northern Ireland), 1955, and shall come into operation on the 2nd day of January, 1956.

Interpretation

2. In these Regulations,

“the Ministry” means the Ministry of Home Affairs for Northern Ireland;

“the Acts” means the Locomotives on Highways Act, 1896 and the Motor Vehicles and Road Traffic Acts (Northern Ireland) 1926 to 45;

“Inspector of Vehicles” means a person appointed by the Ministry as an Inspector of Vehicles;

“index Mark and registration Number” means the index Mark and registration Number assigned to the goods vehicle on registration in pursuance of the Road Vehicles (Registration and Licensing) (Northern Ireland) Regulations, 1947(a);

“unladen weight” means the weight of the vehicle unladen as registered by a Council in pursuance of the Road Vehicles (Registration and Licensing) (Northern Ireland) Regulations, 1947.

Revocation

3. The Goods Vehicles Regulations (Northern Ireland), 1951(b), are hereby revoked.

Application for Licence

4. An applicant desirous of obtaining a licence for a goods vehicle shall make application to the Ministry. Such application shall be in the Form No. 1, 2, 3 or 4 in the Schedule, and shall be made by the owner of the vehicle, or by some person duly authorised in writing by the owner in that behalf.

Applicant residing outside Northern Ireland

5. Where an application for the licensing of a goods vehicle is made by the owner thereof being a company or body corporate whose registered or principal office is situate outside Northern Ireland or by an individual or individuals whose residence or residences is or are outside Northern Ireland it shall be a condition of the issue of a licence that the owner shall have and retain during the currency of the licence an office or place of business within Northern Ireland and shall undertake to accept service thereat of any summons or other document relating to any matter or offence arising in Northern Ireland in connection with such goods vehicle and to appear at any court as required by such summons or other document and to admit and submit to the jurisdiction of the court relative to the subject matter of such summons or other document. Any non-performance of such undertaking shall operate as an immediate revocation of the licence.

Refusal of Licence

6. The Ministry may in its discretion refuse to grant a licence:—

- (a) if the applicant has previously obtained a licence for a goods vehicle and the licence has been revoked or suspended;
- (b) if the applicant—
 - (i) has failed to observe any of the conditions of any licence previously granted; or
 - (ii) has been convicted of any offence under Part III of the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934(a), or any Regulations made thereunder, or of any offence under Section 18 of the Transport Act (Northern Ireland), 1948(b).

7. The Ministry shall not grant a licence if the applicant fails to satisfy it that the goods vehicle conforms to any Regulations made under the Acts with respect to the use and construction of vehicles.

Licensing Fee

8. The prescribed fees shall be as follows:—

(1) For a goods vehicle for which a licence is applied for within one month of being registered for the first time under the Vehicle (Excise) Act (Northern Ireland), 1954(e), or under the corresponding statutory provisions obtaining elsewhere, and which before being so registered has not been used for demonstration purposes for a longer period than one month 1s.

(2) For a goods vehicle not coming within the provisions of paragraph (1):—

(a) 24 & 25 Geo. 5, Ch. 15.
(c) 1954, Ch. 17,

(b) 12 Geo. 6, Ch. 16.

- (a) Where the vehicle does not exceed in weight 12 cwt. unladen 10s.
- (b) Where the vehicle exceeds in weight 12 cwt. unladen but does not exceed 2 tons unladen £1
- (c) Where the vehicle exceeds in weight 2 tons unladen £2

Examination of Vehicle

9. If the Ministry approves of the application, the applicant shall cause the goods vehicle to which the application relates to be brought to such place as an Inspector of Vehicles may direct for examination.

Licence Certificate

10.—(1) An Inspector of Vehicles who certifies a vehicle fit for the issue of a licence shall issue a Goods Vehicle Licensing Certificate (hereinafter called the "licence certificate") in the Form No. 5 in the First Schedule bearing the number of the licence which is to distinguish the vehicle, and showing the name of the owner of the vehicle, its index mark and registration number, and the date of expiry of the licence.

(2) The licence certificate shall be attached to and carried on the vehicle at all times when the vehicle is in use on a public road in a securely fitted weather-proof licence holder.

- (3) (a) In the case of a vehicle fitted with a front glass windscreen extending across the vehicle to the near side the licence certificate shall be carried facing forwards so as to be clearly visible from in front at all times by daylight, either
 - (i) on the near lower corner of the glass of such windscreen, or
 - (ii) within two inches of the glass either in front or behind it.
- (b) In all other cases, the licence certificate shall be carried on the vehicle so as to be clearly visible at all times by daylight to a person standing at the near side of the vehicle and, except in the case of a pedestrian controlled vehicle,
 - (i) not less than two feet nor more than six feet six inches from the ground level; and
 - (ii) in front of, to a distance not exceeding four feet, the driving seat or cab (or, where no such fitting exists, the foot plate).

Notice of Refusal of Licence

11. If the licence is refused the Ministry shall transmit to the applicant notice of such refusal in the Form No. 6 in the Schedule.

Licence

12. The licence shall be in the Form No. 7 in the Schedule.

Licensee's Responsibility

13. The licensee shall be responsible for the observance of all conditions under which the licence is granted.

Conditions of Licence

14.—(1) The licensee:—

- (a) shall not permit his goods vehicle to be used in contravention of the provisions of Section 18 of the Transport Act (Northern Ireland), 1948, or for any other illegal purpose;
- (b) shall not deface or mutilate his licence or permit the same to be done by any other person;
- (c) shall at all times when required produce his licence to any member of the Royal Ulster Constabulary or to an Inspector of Vehicles;
- (d) shall at all reasonable times for the purpose of inspection, examination or testing of the vehicle to which the licence relates
 - (i) produce the vehicle at such time and place as may be specified by any Inspector of Vehicles and
 - (ii) afford to any Inspector of Vehicles full facilities for such inspection, examination or testing, including access to his premises for that purpose;
- (e) shall within three days after a notice has been delivered to him, deliver up his licence at such place as may be specified in the notice, together with the licence certificate.

(2) The licensee shall cause the goods vehicle and all its fittings to be maintained and kept in good order and repair, and shall take all practical means to secure that all parts of the mechanism, including the brakes, are free from defects and in efficient working order.

(3) The licensee, if any alteration in design or construction of the goods vehicle has been made since the licence was issued, shall immediately communicate full particulars of such alteration to the office of the Inspector of Vehicles nearest to the place where the vehicle is ordinarily kept.

Alteration of Licence Certificate and similar offences

15. A person shall not (either by writing, drawing or in any other manner) alter, deface, mutilate or add anything to any licence certificate, nor shall any person exhibit upon any goods vehicle any licence certificate which has been altered, defaced, mutilated or added to or upon which the figures or particulars have become illegible by fading or otherwise, nor shall any person so exhibit any colourable imitation of any licence certificate.

Transfer of Licence

16.—(1) The licensee, on the sale or other change of ownership of a goods vehicle, shall forthwith notify in writing the change of ownership to the nearest Inspector of Vehicles, stating the

index mark and registration number, the number of the licence issued in respect of the vehicle, and the name and address of the new owner, and shall forward or deliver up to the said Inspector of Vehicles the licence and licence certificate.

(2) If the Ministry approves of an assignment or transfer of a licence it shall endorse the licence accordingly and cause a new licence certificate to be issued showing the name of the new owner of the vehicle.

(3) Save as in this Regulation hereinbefore provided and subject to Regulation 19, a licence for a goods vehicle shall not be assigned or transferred and if otherwise assigned or transferred shall be void as from the date of the assignment or transfer.

Defaced Licence

17. Any licence defaced or upon which there is an erasure shall be void.

Revocation or Suspension of Licence

18.—(1) A licence for a goods vehicle shall be liable to revocation or suspension by the Ministry in any of the following events:—

- (a) if the licence has been obtained by any misrepresentation;
- (b) if the licensee fails to comply with any of the conditions upon which the licence issued to him has been granted;
- (c) if the licensee has been convicted of any offence under Part III of the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, or any Regulations made thereunder, or of any offence under Section 18 of the Transport Act (Northern Ireland), 1948;
- (d) if in the opinion of the Ministry the goods vehicle fails to conform to any Regulations made under the Acts with respect to the use and construction of vehicles;
- (e) if the conduct of the licensee is or has been during the currency of the licence such as to render it inadvisable, in the opinion of the Ministry, that the licensee should continue to hold the licence.

(2) In the event of any such revocation or suspension, (a) the Ministry shall give or cause to be given to the licensee notice in writing of such revocation or suspension, and the licence shall be deemed to be revoked or suspended as from the date of such service, and (b) the licensee shall forthwith deliver up the licence certificate to the nearest Inspector of Vehicles.

Death or lunacy of Licensee

19. In the case of the death or lunacy of any licensee of a goods vehicle during the currency of his licence the Ministry, if it thinks fit, on application by any relative of such licensee, may by endorsement on the licence temporarily transfer the licence to such applicant pending the appointment of a legal personal

representative or committee of the fortune as the case may require; but if the deceased licensee has by will appointed an executor or executors, or when a legal personal representative or committee has been appointed, the Ministry shall thereupon transfer the licence to such acting executor or executors or other legal personal representative or committee if approved by the Ministry. Such licence as from the death or lunacy of the licensee shall be deemed to have been suspended unless or until it is so transferred.

Change of Address of Licensee

20. If a licensee during the currency of his licence changes his address, he shall forthwith communicate particulars of such change of address to the Ministry, and shall at the same time insert particulars of his new address in the space provided therefor in his licence, and the address last inserted in the licence shall, for all purposes connected with the licence, be deemed to be his address.

Duplicate Licence or Licence Certificate

21. If a licensee satisfies the Ministry that the licence or licence certificate has been lost, or accidentally defaced or destroyed, the Ministry shall issue to him a duplicate licence or licence certificate, as the case may be, on payment of a fee of five shillings.

An application for a duplicate licence or licence certificate shall be in the Form No. 8 in the Schedule. In the case of the loss of a licence or licence certificate, if at any time after the issue of a duplicate licence or licence certificate the original licence or licence certificate is found, the licensee shall take all reasonable steps to obtain possession of such original and shall return it to the nearest Inspector of Vehicles or to any Royal Ulster Constabulary Barracks.

Markings on Vehicles

22. The owner or driver of a goods vehicle shall not use or cause or permit the vehicle to be used for the carriage of goods unless:—

- (a) the name and address of the licensee are printed in legible letters in a conspicuous position on the near side of the vehicle;
- (b) in the case of a vehicle the unladen weight of which exceeds one ton and which is constructed or adapted to carry a load, the unladen weight is painted or otherwise plainly marked upon some conspicuous part of the right or off-side of the vehicle.

Defective Vehicles

23. In the event of any defects being found on inspection after a goods vehicle has been licensed an Inspector of Vehicles shall, if in his opinion the defects render the vehicle unsuitable or dangerous for use on public roads, notify the owner of such defects, and shall remove the licence certificate, and the licence

for such vehicle shall be deemed to be suspended until such time as the defects have been remedied and a licence certificate has been affixed to the vehicle by an Inspector of Vehicles. If the defects are in his opinion of a minor nature the Inspector shall notify the owner of the defects and require him to remedy them within seven days, and if such owner fails to comply with this requirement his licence shall be liable to suspension in accordance with the provisions of Regulation 18.

Weight

24. Nothing in these Regulations shall authorise any person to exceed the limits of weight prescribed in any Regulations made under the Acts with respect to the use and construction of vehicles.

Certificate of Weight

25. A certificate of weight given in pursuance of subsection (2) of Section 26 of the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, shall be in the Form No. 9 in the Schedule.

Sealed with the Official Seal of the Ministry of Home Affairs
for Northern Ireland this Fourteenth day of July,
one thousand nine hundred and fifty-five.

(L.S.)

R. F. R. Dunbar (sgd.),

Assistant Secretary.

The provisions contained in the foregoing Regulations numbered 8 and 21 are hereby approved by the Ministry of Finance for Northern Ireland, this 25th day of July one thousand nine hundred and fifty-five.

G. N. Cox (sgd.),

Assistant Secretary.

SCHEDULE

Form No. 1

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

GOODS VEHICLE

Form of Application for a Licence for a Goods Vehicle not exceeding 12 cwts. in weight unladen

PARTICULARS TO BE GIVEN BY APPLICANT

- 1. Full Name (Owner of Vehicle)
 (IN BLOCK LETTERS)
- 2. Full Business Address of Applicant
- 3. Description of Vehicle:—
 (a) Make of Vehicle (b) Type of Body
 (c) Chassis No. (d) Unladen WeightTons
 Cwts. Qrs.
- 4. Index Mark and Registration
 No. of Vehicle
- 5. Place where vehicle is ordinarily kept
- 6. Has applicant previously held a
 licence for a goods vehicle?
- 7. (a) Has the vehicle been licensed
 previously as a goods vehicle?
 (b) If the vehicle has been licensed
 previously as a goods vehicle, the
 licence or licence certificate number
 or the name of the previous
 licensee should be stated

NOTE: The unladen weight should be that registered with the Council with which the vehicle is registered for Motor Taxation purposes.

I hereby apply for a Licence for the above-mentioned goods vehicle. I declare that the particulars of this application are true to the best of my knowledge and belief.

Dated.....19

Signature.....

This form may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

Form No. 2

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

GOODS VEHICLE

Form of Application for a Licence for a Goods Vehicle exceeding 12 cwts. in weight unladen, but not exceeding 2 tons in weight unladen

PARTICULARS TO BE GIVEN BY APPLICANT

- 1. Full Name (Owner of Vehicle)
(IN BLOCK LETTERS)
- 2. Full Business Address of Applicant
- 3. Description of Vehicle:—
 - (a) Make of Vehicle (b) Type of Body
 - (c) Chassis No. (d) Unladen WeightTons
..... Cwts. Qrs.
- 4. Index Mark and Registration No. of Vehicle
- 5. Place where vehicle is ordinarily kept
- 6. Has applicant previously held a licence for a goods vehicle?
- 7. (a) Has the vehicle been licensed previously as a goods vehicle?
- (b) If the vehicle has been licensed previously as a goods vehicle, the licence or licence certificate number or the name of the previous licensee should be stated

NOTE: The unladen weight should be that registered with the Council with which the vehicle is registered for Motor Taxation purposes.

I hereby apply for a Licence for the above-mentioned goods vehicle. I declare that the particulars of this application are true to the best of my knowledge and belief.

Dated.....19

Signature.....

This form may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

Form No. 3

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

GOODS VEHICLE

Form of Application for a Licence for a Goods Vehicle
exceeding 2 tons in weight unladen

PARTICULARS TO BE GIVEN BY APPLICANT

1. Full Name (Owner of Vehicle)
(IN BLOCK LETTERS)
2. Full Business Address of Applicant
3. Description of Vehicle:—
 (a) Make of Vehicle (b) Type of Body
 (c) Chassis No. (d) Unladen WeightTons
 Cwts. Qrs.
4. Index Mark and Registration
No. of Vehicle
5. Place where vehicle is ordinarily kept
6. Has applicant previously held a
licence for a goods vehicle?
7. (a) Has the vehicle been licensed
previously as a goods vehicle?
- (b) If the vehicle has been licensed
previously as a goods vehicle, the
licence or licence certificate number
or the name of the previous
licensee should be stated

NOTE: The unladen weight should be that registered with the Council with which the vehicle is registered for Motor Taxation purposes.

I hereby apply for a Licence for the above-mentioned goods vehicle. I declare that the particulars of this application are true to the best of my knowledge and belief.

Dated.....19

Signature.....

This form may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

Form No. 4

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

NEW GOODS VEHICLE

Form of Application for a Licence for a New Goods Vehicle

(NOTE: "New Goods Vehicle" means a Motor Vehicle for which a Goods Vehicle Licence is applied for within One Month of being registered for the first time under the Vehicles (Excise) Act (Northern Ireland), 1954, or the corresponding statutory provisions obtaining elsewhere, but does not include any vehicle which before being so registered has been used for demonstration purposes for a longer period than one month.)

PARTICULARS TO BE GIVEN BY APPLICANT

1. Full Name (Owner of Vehicle)
(IN BLOCK LETTERS)
2. Full Business Address of Applicant
3. Description of Vehicle:—
 - (a) Make of Vehicle (b) Type of Body
 - (c) Chassis No. (d) Horse power or Cylinder Capacity
 - (e) Unladen Weight tons cwt. grs.
4. Index Mark and Registration Number
5. (a) Place where Vehicle is ordinarily kept
- (b) At what place can the Vehicle be seen if necessary?
6. Has applicant previously held a licence for a goods vehicle?
7. Has applicant ever had a licence for a goods vehicle revoked or suspended? If so, give particulars
8. Has applicant ever been convicted of any offence in connection with a Goods Vehicle? If so, give particulars
9. Has the Vehicle been registered for the first time under the Vehicle (Excise) Act (Northern Ireland), 1954, or the corresponding statutory provisions elsewhere? If so, state date of registration.....

NOTE: The unladen weight should be that registered with the Council with which the vehicle is registered for Motor Taxation purposes.

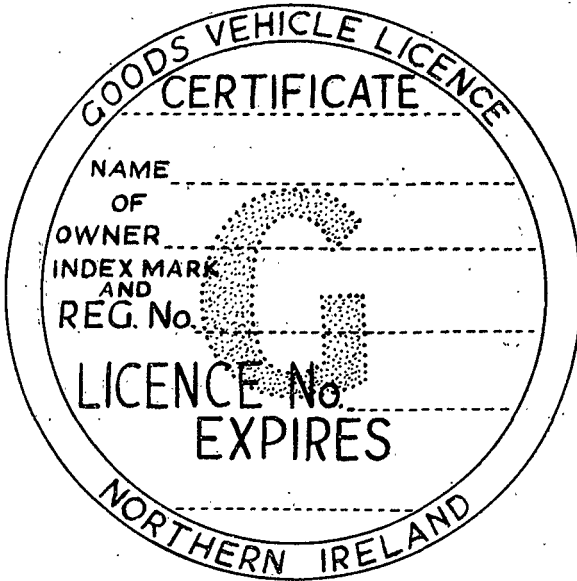
I hereby apply for a Licence for the above-mentioned goods vehicle. I declare that the particulars of this application are true to the best of my knowledge and belief.

Dated.....19

Signature.....

This form may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

Form No. 5



Form No. 6

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

Notice of Refusal of a Licence for a Goods Vehicle

PLEASE TAKE NOTE that your application for a licence for the of which the description is

.....

cannot be granted for the following reasons:—

.....

Your application form is returned herewith cancelled. Application for a refund of the licensing fee should be made by completing the form beneath. This refusal notice and the cancelled application form should then be forwarded to the Secretary, Ministry of Finance, (Stamps Branch), Chichester Street, Belfast. (Postage should be paid).

To of

Licensing Officer.

Dated.....19.....

The Secretary, Ministry of Finance (Stamps Branch), 6 Chichester Street, Belfast.

Dated.....

I hereby apply for a refund of £.....paid by me for the enclosed application form.

Signature Address

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

GOODS VEHICLE

.....
.....
.....
.....

Is hereby licensed to use the Goods Vehicle described below for the carriage of goods on public highways.

Licence No. Date

Description of Vehicle

Make of Vehicle Chassis No.

Unladen Weight tons cwts. qrs.

Index Mark and Registration Number

This Licence is granted subject to the provisions of the above-mentioned Act and of any Regulations from time to time made thereunder, and to the conditions set forth on the reverse side of the licence. It shall remain in force for the period of one year from the date hereof unless revoked or suspended before the expiration of that period.

By Order of the Ministry of Home Affairs for Northern Ireland.

.....
Licensing Officer.

CHANGE OF ADDRESS

The Licensee shall here insert every change in his permanent address and shall at the time notify such change to the Ministry.

Date Address

Date Address

Conditions of Licence

1. The holder of this licence:—
 - (a) shall not permit his goods vehicle to be used in contravention of the provisions of Section 18 of the Transport Act (Northern Ireland), 1948, or for any other illegal purpose;
 - (b) shall not deface or mutilate the licence or permit the same to be done by any other person;
 - (c) shall at all times when required produce the licence to any member of the Royal Ulster Constabulary or to an Inspector of Vehicles;
 - (d) shall at all reasonable times for the purpose of inspection, examination or testing of the vehicle to which the licence relates
 - (i) produce the vehicle at such time and place as may be specified by any Inspector of Vehicles, and
 - (ii) afford to any Inspector of Vehicles full facilities for such inspection, examination, or testing including access to his premises for that purpose;
 - (e) shall within three days after a notice has been delivered to him, deliver up the licence at such place as may be specified in the notice together with the licence certificate affixed to the vehicle.
2. The licensee shall cause the goods vehicle, and all its fittings to be maintained and kept in good order and repair and shall take all practical means to secure that all parts of the mechanism, including the brakes, are free from defects and in efficient working order.
3. The licensee, if any alteration in design or construction of the goods vehicle has been made since the licence was issued, shall immediately communicate full particulars of such alteration to the office of the Inspector of Vehicles nearest to the place where the vehicle is ordinarily kept.
4. The licensee, on the sale or other change of ownership of a goods vehicle, shall forthwith notify in writing the change of ownership to the nearest Inspector of Vehicles, stating the index mark and registration number, the number of the goods vehicle licence issued in respect of the vehicle, and the name and address of the new owner, and shall forward or deliver up to the said Inspector of Vehicles the licence and the licence certificate. A licence that is assigned or transferred otherwise than with the approval of the Ministry shall be void.

Form No. 8

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934
Form of Application for a Duplicate Licence or Licence Certificate
for a Goods Vehicle

PARTICULARS TO BE GIVEN BY APPLICANT

1. Number of *Licence/Licence Certificate of which a duplicate is required
2. Index Mark and Registration number of Vehicle
3. Address of Applicant
4. Police sub-district in which applicant resides

I hereby declare that the *Licence/Licence Certificate of which particulars are given above has been *lost/accidentally defaced/accidentally destroyed, and I request that a duplicate may be granted to me. I undertake to return the original if it should subsequently be found.

The circumstances of the *loss/defacement/destruction are as follows:—

Signature of Applicant

Date 19

* Strike out words which are inapplicable.
This form may be obtained at any Post Office transacting Inland Revenue business in payment of the prescribed fee.

Form No. 9

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934
GOODS VEHICLES
Certificate of Weight

Index Mark and Registration Number

Licence No. (if any)

	Tons	Cwts.	Qrs.	Lbs.
Unladen Weight of Vehicle				
do. Trailer (if any)				

Destination to which Vehicle is proceeding

*An/No addition is to be made to the load during the journey.

(* Strike out word not applicable.)

I certify that the Goods Vehicle or Vehicles bearing the Index Mark and Registration Number (and Licence No.) mentioned above was or were weighed in my presence at and the weight ascertained was as follows:—

	Tons	Cwts.	Qrs.	Lbs.
Goods Vehicle—Weight laden				
Trailer —Weight laden				

Dated..... day of..... 19