

1963. No. 233

[C]

ROAD TRAFFIC

REGULATIONS, DATED 11TH DECEMBER, 1963, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 17(3) OF THE SPECIAL ROADS ACT (NORTHERN IRELAND) 1963.

The Ministry of Home Affairs, in exercise of the powers vested in it by section 17(3) of the Special Roads Act (Northern Ireland) 1963(a) (hereinafter referred to as "the Act"), and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

Citation

1. These Regulations may be cited as the Motorways Traffic Regulations (Northern Ireland) 1963.

Application

2. These Regulations shall apply—

(a) to every road or part of a road designated as a special road under Section 1 of the Act, and

(b) to any trunk road or part of a trunk road to which the provisions of the Act apply by virtue of Section 8 thereof,

being a road or, as the case may be, a part of a road which (save as otherwise provided by or under Regulations made under Section 17 of the Act) may be used only by traffic of Classes I and II, and which has been declared by notice published in the *Belfast Gazette* in accordance with Section 17(2) of the Act as open for use by such traffic.

Interpretation

3.—(1) In these Regulations—

(a) "carriageway" means that part of a motorway which is constructed with a surface suitable for the regular passage of vehicular motor traffic along a motorway, but does not include any part of a central reservation or verge;

(b) "central reservation" means that part of a motorway which separates two carriageways running along the motorway parallel or approximately parallel to each other and which is contiguous on one side to one of those carriageways and on the other side to the other of those carriageways;

(c) "excluded traffic" means traffic which is not traffic of Classes I or II;

(d) "the Ministry" means the Ministry of Home Affairs;

(e) "motorway" means any road or part of a road to which these Regulations apply;

(f) "traffic sign" includes any device of any kind, whether mechanical or otherwise, for the warning, direction, guidance or information of persons using a motorway or other roads;

(a) 1963. c. 12 (N.I.).

(g) "verge" means that part of a motorway, not being a carriageway or a central reservation, the surface of which is different in colour or texture from that of a carriageway.

(2) A vehicle shall be treated for the purposes of any provision of these Regulations as being on any part of a motorway specified in that provision if any part of the vehicle (whether it is at rest or not) is on the part of the motorway so specified.

(3) Any provision of these Regulations containing any prohibition or restriction relating to the driving, moving or stopping of a vehicle, or to its remaining at rest, shall be construed as a provision that no person shall use a motorway by driving, moving or stopping the vehicle or by causing or permitting it to be driven or moved, or to stop or remain at rest, in contravention of that prohibition or restriction.

(4) In these Regulations references to numbered classes of traffic are references to the classes of traffic of those numbers set out in Schedule 3 of the Act, as for the time being varied by virtue of any Order made by the Ministry under section 16(3) of the Act.

Vehicles to be driven on the carriageways only

4. Subject to the following provisions, no vehicle shall be driven on any part of a motorway which is not a carriageway.

Direction of driving

5.—(1) Where there is a traffic sign indicating that there is no entry to a carriageway at a particular place, no vehicle shall be driven or moved on to that carriageway at that place.

(2) Where there is a traffic sign indicating that there is no left or right turn into a carriageway at a particular place, no vehicle shall be so driven or moved as to cause it to turn to the left or (as the case may be) to the right into that carriageway at that place.

(3) Every vehicle on a length of carriageway which is contiguous to a central reservation shall be driven in such a direction only that that reservation is at all times on the right-hand or off side of the vehicle.

(4) Where traffic signs are so placed that there is a length of carriageway (being a length which is not contiguous to a central reservation) which can be entered at one end only by vehicles driven in conformity with paragraph (1), every vehicle on that length of carriageway shall be driven in such a direction only as to cause it to proceed away from that end of that length of carriageway towards the other end thereof.

(5) Without prejudice to the foregoing provisions of this Regulation, no vehicle which—

(a) is on a length of carriageway on which vehicles are required by any of the foregoing provisions of this Regulation to be driven in one direction only and is proceeding in or facing that direction, or

(b) is on any other length of carriageway and is proceeding in or facing one direction,

shall be driven or moved so as to cause it to turn and proceed in or face the opposite direction.

Restrictions on stopping

6.—(1) Subject to the following provisions of this Regulation, no vehicle shall stop or remain at rest on a carriageway.

(2) Where it is necessary for a vehicle which is being driven on a carriageway to be stopped while it is on a motorway—

- (a) by reason of a breakdown or mechanical defect or lack of fuel, oil or water required for the vehicle, or
- (b) by reason of any accident, illness or other emergency, or
- (c) to permit any person carried in or on the vehicle to recover or move any object which has fallen on a motorway, or
- (d) to permit any person carried in or on the vehicle to give help which is required by any other person in any of the circumstances specified in the foregoing provisions of this paragraph,

the vehicle shall, as soon and in so far as is reasonably practicable, be driven or moved off the carriageway on to, and may stop and remain at rest on, the verge which lies on the left-hand or near side of that vehicle while it is proceeding along that carriageway in accordance with the provisions of Regulation 5.

(3) A vehicle which is at rest on a verge in any of the circumstances specified in paragraph (2)—

- (a) shall so far as is reasonably practicable be allowed to remain at rest on that verge in such a position only that no part of it or of the load carried thereby shall obstruct or be a cause of danger to vehicles using the carriageway, and
- (b) shall not remain at rest on that verge for longer than is necessary in those circumstances.

(4) Nothing in the foregoing provisions of this Regulation shall preclude a vehicle from stopping or remaining at rest on a carriageway while it is prevented from proceeding along that carriageway by the presence of any other vehicle or any person or object.

Restrictions on reversing

7. No vehicle on a carriageway shall be driven or moved backwards except in so far as it is necessary to back the vehicle to enable it to proceed forwards along the carriageway or to be connected to any other vehicle.

Restrictions on use of verges

8. No vehicle shall be driven or moved or stop or remain at rest on any verge except in accordance with paragraphs (2) and (3) of Regulation 6.

Vehicles not to use the central reservation

9. No vehicle shall be driven or moved or stop or remain at rest on a central reservation.

Vehicles not to be driven by learner drivers

10. No motor vehicle shall be driven on a motorway by a person who is authorised under the Road Traffic Acts (Northern Ireland) 1926 to 1955, to drive that vehicle on a road by virtue only of his being the holder of a provisional licence granted to him under sections 14, 16 or 58 of the Road Traffic Act (Northern Ireland) 1955(a).

Provided that this Regulation shall not apply to a vehicle which is being driven on a motorway by a person authorised as aforesaid if that person has, since the date of coming into force of the said provisional licence, passed a test prescribed under the Road Traffic Act (Northern Ireland) 1955, sufficient to entitle him to be granted under that Act a licence, other than a provisional licence, authorising him to drive that vehicle on a road.

Restrictions affecting animals carried in vehicles

11. The person in charge of any animal which is carried by a vehicle using a motorway shall, so far as is practicable, secure that—

- (a) the animal shall not be removed from or permitted to leave the vehicle while the vehicle is on the motorway, and
- (b) if it escapes from, or it is necessary for it to be removed from, or permitted to leave, the vehicle—
 - (i) it shall not go or remain on any part of a motorway other than a verge, and
 - (ii) it shall whilst it is not on or in the vehicle be held on a lead or otherwise kept under proper control.

Use of motorway by excluded traffic

12.—(1) Excluded traffic is hereby authorised to use a motorway on the occasions or in the emergencies and to the extent specified in the following provisions of this paragraph, that is to say—

- (a) excluded traffic may use a motorway for the maintenance, repair, cleaning or clearance of any part of a motorway or for the erection, laying, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under or over any part of a motorway;
- (b) pedestrians may use a motorway—
 - (i) when it is necessary for them to do so as a result of an accident or emergency or of a vehicle being at rest on a motorway in any of the circumstances specified in paragraph (2) of Regulation 6, or
 - (ii) in any of the circumstances specified in sub-paragraphs (b), (d), (e) or (f) of paragraph (1) of Regulation 13:

Provided that no person shall at any time while on foot go or remain on any part of a motorway other than a verge except in so far as it is necessary for him to do so to get to a verge or to secure compliance with any of these Regulations or to recover or move any object which has fallen on a motorway or to give help which is required by any other person in any of the circumstances specified in paragraph (2) of Regulation 6.

(2) Without prejudice to the foregoing provisions of this Regulation, the Ministry may authorise the use of a motorway by any excluded traffic on occasion or in emergency or for the purpose of enabling such traffic to cross a motorway or to secure access to land abutting on or adjacent to a motorway.

(3) Without prejudice to the foregoing provisions of this Regulation, where by reason of any emergency the use of any road (not being a motorway) by any excluded traffic is rendered impossible or unsuitable the Inspector General of the Royal Ulster Constabulary, or any police officer of or above the rank of District Inspector authorised by him in that behalf, may—

- (a) authorise any excluded traffic to use a motorway or any part of a motorway as an alternative road for the period during which the use of the other road by such traffic continues to be impossible or unsuitable, and
- (b) relax any prohibition or restriction imposed by these Regulations in so far as he considers it necessary to do so in connection with the use of a motorway or any part of a motorway by excluded traffic in pursuance of any such authorisation as aforesaid.

Exceptions and relaxations

13.—(1) Nothing in the foregoing provisions of these Regulations shall preclude any person from using a motorway otherwise than in accordance with those provisions in any of the following circumstances, that is to say—

- (a) where he does so in accordance with any direction or permission given by a constable in uniform or with the indication given by a traffic sign;
 - (b) where he does so in accordance with any permission given by a constable and for the purpose of investigating any accident which has occurred on or near a motorway;
 - (c) where—
 - (i) it is necessary for him to do so to avoid or prevent an accident or to obtain or give help required as the result of an accident or emergency, and
 - (ii) he does so in such manner as to cause as little danger or inconvenience as possible to other traffic on a motorway;
 - (d) where he does so in the exercise of his duty as a constable or as a member of a fire brigade or of an ambulance service;
 - (e) where it is necessary for him to do so to carry out in an efficient manner—
 - (i) the maintenance, repair, cleaning, clearance, alteration or improvement of any part of a motorway, or
 - (ii) the removal of any vehicle from any part of a motorway, or
 - (iii) the erection, laying, placing, maintenance, testing, alteration, repair or removal of any structure, works or apparatus in, on, under or over any part of a motorway; or
 - (f) where it is necessary for him to do so in connection with any inspection, survey, investigation or census which is carried out in accordance with any general or special authority granted by the Ministry.
- (2) Without prejudice to the foregoing provisions of these Regulations, the Ministry may relax any prohibition or restriction imposed by these Regulations.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 11th day of December, 1963, in the presence of

(L.S.)

J. W. E. Cathcart,
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations re-enact the provisions of the existing Motorway Traffic Regulations, omitting those rendered redundant by the Special Roads Act (Northern Ireland) 1963, and provide for lengths of motorway subsequently to be opened.

1963. No. 234

[C]

DESTRUCTIVE IMPORTED ANIMALS**Coypus**

ORDER*, DATED 16TH OCTOBER, 1963, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 8 OF THE DESTRUCTIVE IMPORTED ANIMALS ACT (NORTHERN IRELAND) 1933(a).

The Ministry of Agriculture in exercise of the powers conferred on it by Section 8 of the Destructive Imported Animals Act (Northern Ireland) 1933 and of every other power enabling it in that behalf hereby makes the following Order:—

Citation and Commencement

1. This Order, which may be cited as the Coypus Order (Northern Ireland) 1963, shall come into operation on the 1st day of December, nineteen hundred and sixty-three.

Importation and Keeping of Coypus

2. The importation into or the keeping within Northern Ireland of any animal of the species designated *Myocaster coypus*, and commonly known as coypu, is prohibited.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 16th day of October, nineteen hundred and sixty-three, in the presence of

(L.S.)

J. A. Young,
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order brings Coypus within the provisions of the Destructive Imported Animals Act (Northern Ireland) 1933, and prohibits the importation into, and keeping within Northern Ireland, of these non-indigenous mammalia.

(a) 23 & 24 Geo. 5. c. 5 (N.I.).

*This Order was approved by a Resolution of the House of Commons on the 27th November, 1963, and by a Resolution of the Senate on the 3rd December, 1963.