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DRAFT STATUTORY INSTRUMENTS

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**2022 No.**

**The Goods Vehicles (Licensing of Operators) (Amendment) Regulations 2022**

**PART 10**

**Amendment of the Goods Vehicles (Licensing of Operators) Act (Northern Ireland) 2010**

**Insertion of Schedule 5 (transitional provisions)**

**102.** After Schedule 4 (repeals) insert—

“SCHEDULE 5

Section 59A

**TRANSITIONAL PROVISIONS**

*Provisions relating to the Goods Vehicles (Licensing of Operators) (Amendment) Regulations 2022*

**Interpretation for paragraphs 2 and 3**

**1.** In paragraphs 2 and 3, “the commencement date” means the day after the day on which the Goods Vehicles (Licensing of Operators) (Amendment) Regulations 2022 were made.

**Existing operator’s licence to be treated as heavy goods vehicle licence**

- 2.** For the purposes of this Act, beginning with the commencement date—
- (a) any application for an operator’s licence made to the Department under section 7 before the commencement date is to be treated by the Department as an application for a heavy goods vehicle licence;
  - (b) any objection to, or representations against, the grant of an application for an operator’s licence made to the Department under section 11 before the commencement date is to be treated by the Department as an objection to, or representations against, the grant of an application for a heavy goods vehicle licence;
  - (c) an operator’s licence issued under section 14 before the commencement date is to be treated as a heavy goods vehicle licence;
  - (d) any application for a variation of an operator’s licence made to the Department under section 16 before the commencement date is to be treated by the Department as an application for a variation of a heavy goods vehicle licence;
  - (e) any objection to, or representations against, the grant of an application for a variation of an operator’s licence made to the Department under section 18 before the commencement date is to be treated by the Department as an objection to, or

representations against, the grant of an application for a variation of a heavy goods vehicle licence;

- (f) any request for an interim operator's licence made to the Department under section 21 before the commencement date is to be treated by the Department as a request for an interim heavy goods vehicle licence; and
- (g) any interim operator's licence issued under section 21 before the commencement date is to be treated as an interim heavy goods vehicle licence.

**Transport manager to continue under Act and 2009 Regulation as amended**

**3.** For the purposes of this Act and the 2009 Regulation, an individual who before the commencement date was designated a transport manager under section 12A(3)—

- (a) in accordance with Article 4(1) of the 2009 Regulation is, beginning with that date, to be treated by the Department as an individual designated under section 12A(3)(a)(ii) and Article 4(1)(b) of the 2009 Regulation, or
- (b) in accordance with Article 4(2) of the 2009 Regulation is, beginning with that date, to be treated by the Department as an individual designated under section 12A(3)(b) and Article 4(1)(b) of the 2009 Regulation.”.