



Goods Vehicles (Licensing of Operators) Act 1995

1995 CHAPTER 23

Enforcement etc.

43 Evidence by certificate

- (1) In any proceedings for an offence under this Act a certificate such as is mentioned in subsection (2) shall be evidence, and in Scotland sufficient evidence, of the facts stated in it.
- (2) The certificate referred to in subsection (1) is a certificate signed by or on behalf of a traffic commissioner which states—
 - (a) that, on any date, a person was or was not the holder of an operator's licence issued by the commissioner;
 - (b) that, by virtue of a direction given by the commissioner under regulations made under section 48(2)(b) or (3), a person is to be treated as having been the holder of an operator's licence on any date;
 - (c) the date of the coming into force of any operator's licence issued by the commissioner;
 - (d) the date on which any operator's licence issued by the commissioner ceased to be in force;
 - (e) the terms and conditions of any operator's licence issued by the commissioner;
 - (f) that a person is by virtue of an order of the commissioner disqualified from holding or obtaining an operator's licence, either indefinitely or for a specified period;
 - (g) that a direction, having effect indefinitely or for a specified period, has been given by the commissioner under section 28(4) in relation to any person;
 - (h) that an operator's licence was on any date or during any specified period suspended by virtue of a direction given by the commissioner under section 26(1); or

Status: This is the original version (as it was originally enacted).

- (i) that, by virtue of a direction given by the commissioner under regulations made under section 48(2)(a), an operator's licence is to be treated as having been suspended on any date or during any specified period.
- (3) Any such certificate which purports to be signed by or on behalf of a traffic commissioner shall be taken to be so signed unless the contrary is proved.