



Goods Vehicles (Licensing of Operators) Act 1995

1995 CHAPTER 23

Miscellaneous

49 Certificates of qualification.

- (1) On an application made to him by a person wishing to engage in a road transport undertaking in a member State other than the United Kingdom, the appropriate person shall issue to the applicant a certificate (a “certificate of qualification”) as to such matters relating to—
 - (a) the applicant’s repute,
 - (b) his professional competence, or
 - (c) (where relevant) his financial standing,as the appropriate person is satisfied he may properly certify and as appear to him to be of assistance to the applicant in satisfying any requirements imposed by the law of the other member State as regards the repute, professional competence and financial standing of persons engaged in road transport undertakings in that member State.
- (2) A certificate of qualification shall—
 - (a) be in such form as the Secretary of State for Transport may specify; and
 - (b) have effect for the purposes of Article 3, 4 or (as the case may be) 5 of the 1977 Council Directive.
- (3) No certificate of qualification shall be issued before a fee of £20 has been paid.
- (4) The applicant shall give to the appropriate person such information as that person may reasonably require for the discharge of his duties in relation to the application.
- (5) In this section “the appropriate person”—
 - (a) in relation to an applicant who holds only one operator’s licence, means the traffic commissioner who issued that licence;
 - (b) in relation to an applicant who holds more than one such licence, means the traffic commissioner who issued any one of those licences; and

Status: Point in time view as at 01/01/1996. This version of this provision has been superseded.

Changes to legislation: Goods Vehicles (Licensing of Operators) Act 1995, Section 49 is up to date with all changes known to be in force on or before 04 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

(c) in relation to an applicant who holds no such licence, means the Secretary of State;

and in subsection (1) references to repute, professional competence or financial standing are to be construed in accordance with the 1974 Council Directive.

(6) All fees payable under this section shall be paid into the Consolidated Fund.

Modifications etc. (not altering text)

C1 S. 49(2): Functions transferred (26.1.1998) by S.I. 1997/2971, art. 3(3)(a)

Status:

Point in time view as at 01/01/1996. This version of this provision has been superseded.

Changes to legislation:

Goods Vehicles (Licensing of Operators) Act 1995, Section 49 is up to date with all changes known to be in force on or before 04 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.