STATUTORY INSTRUMENTS

1963 No. 1402

EMERGENCY POWERS

The Control of Hiring (Amendment No. 2) Order 1963

Made - - - -	14*th August* 1963
Laid before Parliament	19*th August* 1963
Coming into Operation	20*th August* 1963

The Board of Trade in pursuance of the powers conferred upon them by Regulation 55 of the Defence (General) Regulations 1939, as having effect by virtue of the Emergency Laws (Repeal) Act 1959(a), hereby order as follows:—

1. The Control of Hiring Order 1960(b), as amended(c), shall have effect subject to the following amendments:—

(*a*) after Article 3A there shall be added the following Article:—

"3B—(1) A person shall not dispose of any television receiving set in pursuance of an agreement to let that set on hire if he knows either—

(*a*) that payment of the amount of which actual payment is required to be made in respect of that agreement by paragraph 3 of Part I of Schedule 2 hereto, was facilitated by the insertion of coins in a slot meter or other device used for the purposes of operating, or otherwise in conjunction with, any other television receiving set which was disposed of, after 20th August 1963 and at any time during the period of nine months immediately preceding the making of that agreement, by that or any other person to the hirer under that agreement or to any other person; or

(*b*) that such other television receiving set was so disposed of with the intention that such a payment in respect of that agreement would be so facilitated.

(2) Notwithstanding the provisions of Article 6(1) hereof, the provisions of this Article shall apply whenever the other television receiving set was manufactured."; and

(*b*) after Article 6 there shall be added the following Article:—

"6A—(1) Nothing in this Order shall apply to the disposal of any goods vehicle in pursuance of an agreement to let that vehicle on hire if the hirer under that agreement is in possession of a currently valid carrier's licence granted to him under Part IV of the Road Traffic Act 1960(d).

(2) Nothing in this Order shall apply to the possession by any person of any goods vehicle by virtue of an agreement to let that vehicle on hire if—

(*a*) that person is in possession of a currently valid carrier's licence granted to him under Part IV of the Road Traffic Act 1960;

(a) 7 & 8 Eliz. 2. c. 19.
(b) S.I. 1960/763 (1960 I, p. 1315).
(c) S.I. 1961/54 (1961 I, p. 107).
(d) 8 & 9 Eliz. 2. c. 16.

(*b*) that vehicle is an authorised vehicle within the meaning of that Part of that Act in relation to that carrier's licence ; and

(*c*) the requirements of Regulation 11(2) of the Goods Vehicles (Licences and Prohibitions) Regulations 1960(a) (which relates to the affixing to vehicles of identity certificates) are complied with in relation to that vehicle.

(3) For the purposes of this Article " goods vehicle " means a motor vehicle constructed or adapted for use for the carriage of goods.".

2. This Order may be cited as the Control of Hiring (Amendment No. 2) Order 1963 and shall come into operation on 20th August 1963.

David Price,
Parliamentary Secretary to the Board of Trade.

14th August 1963.

EXPLANATORY NOTE

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

This Order amends the Control of Hiring Order 1960. The changes are as follows:—

(1) A person may not dispose of a television set under the hiring agreement if he knows that payment of the advance rentals required by the Order was or was intended to be facilitated by the insertion of coins in a slot meter used for operating another television set disposed of during the preceding nine months ; and

(2) the Order no longer applies to the disposal of a goods vehicle under a hiring agreement to a hirer who has a carrier's licence under the Road Traffic Act 1960, nor to the possession of such a vehicle by a hirer if he has such a licence and the other conditions specified in Article 6A(2) are fulfilled.

(a) S.I. 1960/1505 (1960 III, p. 3020).