1985 No. 252

ROAD TRAFFIC AND VEHICLES

Driving Licences, Etc. (Evidence) Regulations (Northern Ireland) 1985

Made . . . . . *19th September 1985*

Coming into operation . . . . *1st November 1985*

The Department of the Environment in exercise of the powers conferred on it by Articles 190(4) and 218(1) of the Road Traffic (Northern Ireland) Order 1981(**a**) (hereinafter referred to as "the Order") and of all other powers enabling it in that behalf, makes the following regulations:

Citation and commencement.

1. These regulations may be cited as the Driving Licences, Etc. (Evidence) Regulations (Northern Ireland) 1985 and shall come into operation on 1st November 1985.

Interpretation

2. In these regulations—

"certificate of competence to drive" means a certificate furnished in pursuance of regulation 19(1) of the Motor Vehicles (Driving Licences) Regulations (Northern Ireland) 1981(**b**);

"driving licence" means a licence granted under Article 8 or 12 of the Order.

Matters prescribed for Article 190(4) of the Order

3. The following matters are prescribed for the purposes of Article 190(4) of the Order—

(1) a document being, forming part of, or submitted in connection with, an application for a driving licence;

(2) a driving licence;

(3) a certificate of competence to drive; and

(4) the conviction of any person of an offence specified in Schedule 4(**c**) to the Order or of an offence treated as so specified by virtue of Article 151 of the Order, or any order made by the Court as a result of any such conviction.

Sealed with the Official Seal of the Department of the Environment on 19th September 1985.

(L.S.) *J. M. Irvine*
Assistant Secretary

(**a**) S.I. 1981/154 (N.I. 1)
(**b**) S.R. 1981 No. 239 as amended by instruments not relevant to these regulations
(**c**) As amended by S.I. 1984/1986 (N.I. 15) Arts. 4(2), 6(2) and Schedule 1, paragraph 7(1) and (3)

EXPLANATORY NOTE

(This note is not part of the regulations.)

Article 190 of the Road Traffic (Northern Ireland) Order 1981 provides that statements contained in certain documents duly authenticated and purporting to be part of the records maintained by the Department of the Environment shall be admissible in proceedings as evidence of any fact stated therein, to the same extent as oral evidence of that fact would be admissible in those proceedings. These regulations prescribe the matters in respect of which evidence may be given in this way.

The matters prescribed are documents relating to the licensing of drivers under Articles 8 (provisional licences) and 12 (driving licences) of the said Order of 1981, certificates of competence under regulation 19(1) of the Motor Vehicles (Driving Licences) Regulations (Northern Ireland) 1981 and convictions for offences under the said Order of 1981 (regulation 3).