1980 No. 51

ROAD TRAFFIC AND VEHICLES

Goods Vehicles (Certification) (Amendment) Regulations (Northern Ireland) 1980

Made . . . . . *15th February 1980*

Coming into operation . . . *31st March 1980*

The Department of the Environment in exercise of the powers conferred by sections 46(3)(*h*), 52(1) and 189 of the Road Traffic Act (Northern Ireland) 1970(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Goods Vehicles (Certification) (Amendment) Regulations (Northern Ireland) 1980 and shall come into operation on 31st March 1980.

Regulations amended

2. The Goods Vehicles (Certification) Regulations (Northern Ireland) 1966(**c**) shall be amended as follows:

(*a*) In regulation 8—

(i) paragraph (*a*) is hereby revoked, and

(ii) in paragraphs (*b*) and (*c*) there shall be deleted the words "for a goods vehicle not coming within the provisions of sub-paragraph (*a*),".

(*b*) In regulation 25, after paragraph (6) there shall be inserted the following paragraph—

"(7) to the use of a vehicle during the period of 12 months from the date of its being registered for the first time under the Vehicles (Excise) Act (Northern Ireland) 1972(**d**) or the corresponding Great Britain legislation: Provided that where a vehicle has been used on roads (whether in Northern Ireland or elsewhere) before being so registered as in this paragraph, the said section shall not apply to the use of the vehicle during the period of 12 months from the date of its manufacture rather than from the date of its being so registered.

For the purposes of said proviso—

(*a*) there shall be disregarded the use of a vehicle—

(i) before it is sold or supplied by retail, or

(ii) before it is registered by the Department under section 19(1) (*b*) of the Vehicles (Excise) Act (Northern Ireland) 1972 (registration when Department receives from a motor dealer particulars of a vehicle to which the dealer has assigned a mark under section 20 of that Act) and after a mark is so assigned to it; and

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(**a**) 1970 c. 2 (N.I.) as amended by S.I. 1973/1229 (N.I. 17) Art. 17(1) and Sch. 3
(**b**) S.R. & O. (N.I.) 1973 No. 504 Art. 5(*b*) (II, p. 2992)
(**c**) S.R. & O. (N.I.) 1966 No. 65 (p. 237) as amended by S.R. & O. (N.I.) 1969 No. 98 (p. 400) and No. 267 (p. 1213), S.R. 1976 No. 104 (I, p. 445) and S.R. 1979 No. 381 (II, p. 1582)
(**d**) 1972 c. 10 (N.I.)

(*b*) the date of manufacture of a vehicle shall be taken to be the last day of the year during which its final assembly is completed, except where after that day modifications are made to the vehicle before it is sold or supplied by retail, and in the said excepted case shall be taken to be the last day of the year during which the modifications are completed, and "sold or supplied by retail" means first sold or supplied otherwise than to a person acquiring solely for the purpose of resale or of re-supply for a valuable consideration.".

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 15th February 1980.

(L.S.) *E. A. Simpson*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations exempt a goods vehicle from the requirement to have a goods vehicle certificate for 12 months from the date it is first registered or manufactured.