STATUTORY INSTRUMENTS

1972 No. 1535

ROAD TRAFFIC

The Goods Vehicles (Operators' Licences) (Temporary Use in Great Britain) (Amendment) Regulations 1972

Made - - -	12*th October* 1972
Laid before Parliament	17*th October* 1972
Coming into Operation	7*th November* 1972

The Secretary of State for the Environment, in exercise of the powers conferred by section 91(1), (4) and (5) of the Transport Act 1968(**a**) and now vested in him (**b**) and of all other enabling powers, and after consultation with representative organisations in accordance with section 91(8) of that Act, hereby makes the following Regulations:—

1. These Regulations may be cited as the Goods Vehicles (Operators' Licences) (Temporary Use in Great Britain) (Amendment) Regulations 1972 and shall come into operation on 7th November 1972.

2. The Goods Vehicles (Operators' Licences) (Temporary Use in Great Britain) Regulations 1972(**c**) shall have effect as though—

(*a*) after Regulation 7 there were inserted the following Regulation:—

"*Exemptions for Danish goods vehicles*

7A.—(1) In this Regulation—

"Danish goods vehicle" means a foreign goods vehicle—

(*a*) which, in the case of a motor vehicle, is registered in the Kingdom of Denmark; and

(*b*) which, in the case of a trailer, is only drawn in Great Britain by a motor vehicle which is a Danish goods vehicle; and

"relevant date" means the date on which the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Denmark on the International Carriage of Goods by Road signed on the 29th June 1972(**d**) enters into force for the United Kingdom, which date will be notified in the London Gazette.

(2) On and after the relevant date, section 60(1) of the Act shall not apply to the use in Great Britain of a Danish goods vehicle for the carriage of any goods.".

(**a**) 1968 c. 73.
(**b**) S.I. 1970/1681 (1970 III, p. 5551).
(**c**) S.I. 1972/716 (1972 I, p. 2266).
(**d**) Cmnd. 5086.

(*b*) after Regulation 14 there were inserted the following Regulation:—

"*Exemptions and modifications for Spanish goods vehicles*

14A.—(1) In this Regulation—

"Spanish goods vehicle" means a foreign goods vehicle which—

(*a*) in the case of a motor vehicle is registered in the Spanish State; and

(*b*) in the case of a trailer is operated by a person who is authorised under Spanish law to use that vehicle for the carriage of goods in the Spanish State; and

"relevant date" means the date on which the Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Spanish State on the International Carriage of Goods by Road signed on the 26th April 1972(**a**) enters into force for the United Kingdom, which date will be notified in the London Gazette.

(2) On and after the relevant date, section 60(1) of the Act shall not apply to the use in Great Britain of a Spanish goods vehicle for the carriage of such goods as are specified in the next following paragraph of this Regulation.

(3) The goods referred to in the last preceding paragraph of this Regulation are:—

(*a*) any such goods as are specified in Schedule 1 to these Regulations;

(*b*) garbage and refuse.

(4) On and after the relevant date, in relation to a Spanish goods vehicle, being a motor vehicle or a trailer drawn by a motor vehicle being a Spanish goods vehicle, used for the carriage of goods other than those falling within paragraph (3) of this Regulation, subsection (1) of section 60 of the Act shall have effect as if for the words from "except under" to the end of that subsection there were substituted the words "except under a permit carried on the vehicle, or if that vehicle is a trailer, on the motor vehicle by which it is drawn.

In this subsection "permit" means a permit issued with the authority of the Secretary of State authorising a motor vehicle for the carriage of goods on the journey on which the goods are being carried and, if a trailer is drawn by that motor vehicle, authorising the trailer for such carriage.".

(5) On and after the relevant date, in relation to a Spanish goods vehicle, being a trailer drawn by a motor vehicle not being a Spanish goods vehicle, used for the carriage of goods other than those falling within paragraph (3) of this Regulation, subsection (1) of section 60 of the Act shall have effect as if for the words from "except under" to the end of that paragraph there were substituted the words "except under a permit carried on the vehicle.

In this subsection "permit" means a permit issued with the authority of the Secretary of State authorising the trailer for the carriage of goods on the journey on which the goods are being carried." ".

(**a**) Cmnd. 4992.

Signed by authority of the Secretary of State.
12th October 1972.

John Peyton,
Minister for Transport Industries,
Department of the Environment.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Goods Vehicles (Operators' Licences) (Temporary Use in Great Britain) Regulations 1972 which make special provision for Northern Ireland and foreign goods vehicles brought temporarily into Great Britain as respects operators' licences under Part V of the Transport Act 1968.

Under Regulation 2(*a*) of these Regulations, Danish goods vehicles when used temporarily in Great Britain for the carriage of any goods will be exempted from the requirement to be used under an operator's licence.

Under Regulation 2(*b*), Spanish goods vehicles when used temporarily in Great Britain for the carriage of goods will, in general, be required to be used under a permit instead of an operator's licence, but as respects the carriage of certain goods neither an operator's licence nor a permit will be required.

The above provision made in relation to Danish and Spanish goods vehicles will take effect when the International Agreement applicable to the country concerned and referred to in Regulation 2 enters into force.

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