Rule 9.

THIRD SCHEDULE.

The last day for claims by companies claiming to be entitled to have persons nominated by them registered as local government electors in pursuance of Section 4 of the principal Act as amended by the Act of 1928, shall be in each year the 1st September.

ROAD VEHICLES.

Goods Vehicles Regulations, *p.* 352.
Motor Vehicles and Road Traffic Act :
Date of operation :
Part II, *p.* 365.
Part III, *p.* 365.
Part IV, *p.* 366.
Use of Motor Cars on Highways :
Prescribed Routes (Warrenpoint), *p.* 367.
Silence Zones (Bangor and Portrush, *p.* 368.
Speed Limit (Antrim), *p.* 368.
Summary Proceedings, *p.* 369.
Third Party Risks, *p.* 372.
Traffic Regulations, *p.* 384.
Use and Construction Regulations, *p.* 385.

Goods Vehicles Regulations.

THE GOODS VEHICLES REGULATIONS, 1934, DATED THE 28TH SEPTEMBER, 1934, MADE BY THE MINISTRY OF HOME AFFAIRS FOR NORTHERN IRELAND.

1934. No. 83.

The Ministry of Home Affairs for Northern Ireland in exercise of the powers vested in it by the Motor Vehicles and Road Traffic Acts (Northern Ireland), 1926 to 1934, and of every other power in this behalf enabling the Ministry, with the approval of the Ministry of Finance for Northern Ireland in regard to the provisions contained in Regulations 6 and 18 hereof, hereby makes and prescribes the following Regulations with respect to the Licensing and Regulation of Goods Vehicles and matters incidental thereto, that is to say :—

1.—(1) These Regulations may be cited as the Goods Vehicles Regulations, 1934, and shall come into operation on the first day of October, 1934.

Definitions.

(2) In these Regulations, unless the context otherwise requires :—

(*a*) The expression "the Ministry" means the Ministry of Home Affairs for Northern Ireland.

(*b*) The expression "the Act" means the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934.

(*c*) The expressions "Goods" and "Goods Vehicle" have the same meaning as in the Act.

(*d*) The expression "Licensing Officer" means the Inspector General of Royal Ulster Constabulary, to whom powers and duties relating to the licensing of goods vehicles have been assigned by the Ministry under Section 29 (1) of the Act.

(*e*) The expression "Inspector of Vehicles" means any police officer or constable other than the Licensing Officer to whom any powers and duties relating to goods vehicles have been assigned by the Ministry, under Section 29 (1) of the Act.

(*f*) The expression "Identification Mark" means the "Index Mark and Registration Number" assigned to the goods vehicle on registration in accordance with the provisions of the Roads Act, 1920, and Regulations made thereunder.

(*g*) The expression "Unladen Weight" means the weight of the vehicle unladen as registered by a Council in pursuance of the Road Vehicles (Registration and Licensing (Northern Ireland) Regulations), 1925.

(*h*) The expression "Laden Weight" means the weight of the vehicle and of the load which may be carried in accordance with the provisions of Article 21 and of the Second Schedule hereto.

(3) The Interpretation Act, 1889, shall apply for the purpose of the Interpretation of these Regulations as it applies for the purpose of the interpretation of an Act of Parliament.

Application for Licence.

2. An Applicant (which expression shall mean an individual, firm or corporate body, as the case may be) desirous of obtaining a licence for a goods vehicle shall make application to the licensing officer or at such other place as the Ministry may appoint. Such application shall be in the form No. 1 in the First Schedule hereto, or in a form to the like effect* and shall be made by the owner of the vehicle, or by some person duly authorised in writing by the owner in that behalf.

Applicant residing outside N.I.

3. Where an application for the licensing of a goods vehicle is made by the owner thereof being a company whose registered office is situate outside Northern Ireland or by an individual or individuals whose residence or residences is or are outside Northern Ireland it shall be a condition of the issue of such licence that the owner shall have and retain during the currency of the licence an office or place of business within Northern Ireland and shall undertake to accept service thereat of any summons or other document relating to any matter or offence arising in Northern Ireland in connection with such goods vehicle and to appear at any Court as required by such summons

* Forms on which to make application for licences may be obtained at any Money Order Office transacting Inland Revenue business on payment of the prescribed fee.

or other document and to admit and submit to the jurisdiction of the Court relative to the subject matter of such summons or other document. Any non-performance of such undertaking shall operate as an immediate revocation of the licence.

Refusal of Licence.

4. The Licensing Officer may in his discretion refuse to grant a licence :—

(*a*) If the applicant has previously obtained a licence for a goods vehicle and such licence has been revoked or suspended, provided that where such licence has been revoked or suspended by the Ministry, the Licensing Officer shall not, while such revocation or suspension is in force, grant a licence without the consent of the Ministry.

(*b*) If the applicant—

(i) Has failed to observe any of the conditions of any licence previously granted ; or

(ii) Has been convicted of any offence under Part III of the Act, or any Regulations made thereunder.

5. The Licensing Officer shall not grant a licence, if the applicant fails to satisfy him that the goods vehicle conforms to any regulations made from time to time by the Ministry with regard to the construction and use or fitness of goods vehicles.

Licence Fee.

6. The prescribed fees shall be as follows :—

(*a*)	for a goods vehicle not exceeding in weight 12 cwt. unladen	10/–
(*b*)	for a goods vehicle exceeding in weight 12 cwt. unladen but not exceeding 2 tons	£1
(*c*)	for a goods vehicle, exceeding in weight 2 tons unladen	£2

Examination of Vehicle.

7. If the Licensing Officer approves of the application, the applicant shall cause the goods vehicle to which he desires the licence shall attach to be brought to such place as the Inspector of Vehicles shall direct for examination.

Number Plate.

8. If the goods vehicle is found to be fit for use on public roads, the Inspector of Vehicles shall cause a plate bearing the number which is to distinguish such vehicle (hereinafter called the number plate) to be affixed thereto in his presence, together with such mark or marks as the Ministry may from time to time direct. The number plate shall be fixed in a conspicuous position on the near or left hand side of the vehicle on or close to the driver's cab and the Licensee shall provide the means of attachment for the number plate.

If the licence is refused the Licensing Officer shall transmit to the applicant notice of such refusal in the form No. 2, in the First Schedule hereto or in a form to the like effect.

The licence shall be in the form No. 3 in the First Schedule hereto, or in a form to the like effect.

Licensee's Responsibility.

9. The licensee shall be responsible for the observance of all conditions under which the licence is granted.

Conditions of Licence.

10.—(*a*) The Licensee :—

(1) Shall not permit his goods vehicle to be used for an illegal purpose.

(2) Shall not deface or mutilate his licence.

(3) Shall at all times when required produce his licence to any police officer or constable.

(4) Shall at all reasonable times for the purpose of inspection, examination or testing of the vehicle to which the licence relates :—

(i) Produce the vehicle at a time and place to be notified.

(ii) Afford to any inspector of vehicles full facilities for such inspection, examination or testing, including access to his premises for that purpose.

(5) Shall within three days after a notice shall have been delivered to him personally or left at the address last notified to the Licensing Officer, deliver up his licence at such place as may be specified in the notice, together with the number plate affixed to the vehicle pursuant to Regulation 8 hereof.

(*b*) The licensee of any goods vehicle shall not, except as provided by these Regulations, conceal, remove, alter or obliterate, or permit or suffer any unauthorised person to conceal, remove, alter or obliterate any plate number or mark affixed to or placed upon the vehicle in pursuance of these Regulations or by the authority of the Ministry.

(*c*) The licensee shall cause the goods vehicle and all its fittings to be maintained and kept in good order and repair, and shall take all practicable means to secure that all parts of the mechanism, including the brakes, are free from defects and in efficient working order.

(*d*) The licensee, if any alteration in design or construction of the goods vehicle has been made since the licence was issued, shall immediately communicate full particulars of such alteration to the Licensing Officer.

(e) The licensee of a goods vehicle shall not assign or transfer any licence granted to him in respect of any such vehicle, except with the approval of the Licensing Officer endorsed on the licence.

Defaced Licence.

11. Any licence defaced or upon which there is an erasure shall be void.

Revocation or Suspension of Licence.

12. A licence granted in respect of a goods vehicle shall be liable to revocation or suspension by the Licensing Officer in any of the following events :—

(a) If the licence has been obtained by any misrepresentation.

(b) If the licensee fails to comply with any of the conditions upon which the licence issued to him has been granted.

(c) If the licensee has been convicted of an offence under the Act or any Regulations made thereunder.

(d) If in the opinion of the Licensing Officer the licence cannot continue to be held without risk to the public, or if the conduct of the licensee is or has been during the currency of the licence such as to render it inadvisable, in the opinion of the Licensing Officer, that the licensee should continue to hold the licence.

In the event of such revocation or suspension the Licensing Officer shall give or cause to be given to the licensee notice in writing of such revocation or suspension. Such notice may be served either personally or by leaving the same at the address of the licensee last notified to the Licensing Officer, and such licence shall be deemed to be revoked or suspended as from the date of such service.

Death or Lunacy of Licensee.

13. In the case of the death or lunacy of any licensee of a goods vehicle during the currency of his licence the Licensing Officer on application by any relative of such licensee approved by such Officer may by endorsement on the licence temporarily transfer such licence to such applicant pending the appointment of a legal personal representative or committee of the fortune as the case may require ; but if the deceased licensee has by Will appointed an executor or executors, or when a legal personal representative or committee has been appointed the Licensing Officer shall thereupon transfer the licence to such acting executor or executors or other legal personal representative or committee when appointed if approved by the Licensing Officer. And such licence as from the death or lunacy of the licensee shall be deemed to have been suspended unless and until it is so transferred.

Return of Number Plate.

14. The licensee of a goods vehicle shall, within three days after the expiration of the period for which the licence was granted, deliver up to the nearest Royal Ulster Constabulary Barracks the number plate affixed to the vehicle pursuant to Regulation 8 hereof, unless a new licence has been granted.

Provisional Licence.

15. During such period as the Ministry may deem proper a provisional licence may be granted for any goods vehicle, without requiring the vehicle to be tested and examined. Such provisional licence will authorise the use of the vehicle until such time as it has been tested and examined and a licence in accordance with these Regulations granted or refused. The owner of the vehicle shall make application for a licence in accordance with the provisions of these Regulations within seven days from receipt of notice from the Licensing Officer requiring him to do so, otherwise the provisional licence will cease to have effect.

Appeal to Ministry.

16. Any person aggrieved by the refusal of the Licensing Officer to grant or vary any licence or by the revocation of any licence may appeal to the Ministry against such refusal or revocation in accordance with the following provisions :—

(1) The appellant shall within one month from the date of the refusal or revocation send notice of appeal in writing to the Ministry.

(2) The notice of appeal which shall be in the form No. 4 in the First Schedule hereto or in a form to the like effect shall set out the full name and address of the appellant, the nature of the application, if any, made to the Licensing Officer, and the Licensing Officer's decision in respect thereof, and shall contain a full statement of all facts and circumstances which the appellant may desire to lay before the Ministry in support of the appeal.

(3) The appellant shall, at the same time as he sends notice of appeal to the Ministry, send a copy of the notice to the Licensing Officer.

Change of Address.

17. If a licensee during the currency of his licence changes his address, he shall forthwith communicate particulars of such change of address to the Licensing Officer, and shall at the same time insert particulars of his new address in the space provided therefor in his licence, and the address last inserted in the licence shall, for all purposes connected with the licence, be deemed to be his address.

Duplicate Licence or Plate.

18. If a person to whom a licence has been granted under Part III of the Act, satisfies the Licensing Officer that :—

(*a*) the licence has been lost, or accidentally defaced or

destroyed, the Licensing Officer shall issue to him a duplicate licence on payment of a fee of two shillings and sixpence ;

(*b*) the plate placed upon his vehicle has been lost, or accidentally defaced or destroyed the Licensing Officer shall issue to him a new plate on payment of a fee of two shillings and six pence.

An application for a duplicate licence or for a new plate shall be in the Form No. 5 in the First Schedule hereto as the case may require, or in a form to the like effect. In the case of the loss of a licence or plate, if at any time after the issue of a duplicate licence, or new plate the original licence or plate shall be found, then the licensee shall take all reasonable steps to obtain possession of such original and shall return it to the nearest Royal Ulster Constabulary Barracks.

Markings on Vehicles.

19. The owner of a goods vehicle shall not use or employ the vehicle as such or suffer the same to be so used or employed unless :—

(*a*) His name and address are painted in legible letters in a conspicuous position on the near side of the vehicle.

(*b*) In the case of a Vehicle the unladen weight of which exceeds one ton and which is constructed or adapted to carry a load, the unladen weight and the laden weight are painted or otherwise plainly marked upon some conspicuous part of the right or off side of the vehicle.

Defective Vehicles.

20. In the event of any defects being found on inspection after a goods vehicle has been licensed which, in the opinion of any Inspector of Vehicles, renders it unsuitable or dangerous for use on public roads the said Inspector shall notify the owner or his representative of such defects, and shall remove the number plate affixed to the vehicle pursuant to Regulation 8 hereof and the licence in respect of such vehicle shall be deemed to be suspended until such time as the defects have been remedied and the number plate has been re-affixed to the vehicle by an Inspector of Vehicles.

Laden Weight.

21.—(1) Where the unladen weight of a goods vehicle which is constructed or adapted to carry a load comes within any of the respective classifications set out in Column 1 of the Second Schedule hereto the maximum weight of the load which may be carried by such vehicle shall not exceed the weight set opposite each classification in Columns II and III of the said Schedule, for the type of vehicles specified in such columns.

(2) The load carried by any trailer drawn by such a vehicle shall not exceed two-thirds of the maximum weight of load permitted for the vehicle by which it is drawn.

(3) Nothing in this regulation shall authorise any person to exceed the limits of weight prescribed in any regulations made by the Ministry in connection with the use and construction of motor cars.

22. A certificate of weight given in pursuance of section 26 (2) of the Act shall be in the Form No. 6 in the First Schedule hereto or in a form to the like effect. Certificate of Weight.

Given under the Seal of the Ministry of Home Affairs for Northern Ireland this 28th day of September, 1934.

(L.S.) *D. L. Clarke,*
Assistant Secretary.

The provisions contained in the foregoing Regulations numbered 6 and 18 are hereby approved by the Ministry of Finance for Northern Ireland, this 28th day of September, 1934.

(L.S.) *G. C. Duggan,*
Assistant Secretary.

FIRST SCHEDULE.

Form Number 1.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934

FORM OF APPLICATION FOR A LICENCE FOR A GOODS VEHICLE.

Particulars to be given by Applicant.

1. Full Name of Applicant (Owner of Vehicle).....
(IN BLOCK LETTERS.)

2. Business Address of Applicant.....

3. Description of Vehicle :—

(*a*) Type of Vehicle.....

.....

(*b*) Make of Vehicle.....

(c) Horse Power.....

(d) Unladen Weight.....Tons.....Cwts.....Lbs.

(e) Chassis No.....

4. Identification Mark (if any).....

5. Place where vehicle is ordinarily kept.....

6. Has Applicant previously held a Licence for a Goods Vehicle ? .....

7. Has Applicant ever had a Licence for a Goods Vehicle revoked or suspended ? If so, give particulars .....

8. Has Applicant ever been convicted of any offence in connection with a Goods Vehicle ? If so, give particulars.....

9. Has the Vehicle previously been submitted for inspection ? If so, give particulars of last occasion and state Licensing Officer to whom submitted.....

NOTE.—The unladen weight should be that registered with the Council with whom the vehicle is registered for Motor Taxation purposes.

I hereby apply for a Licence for the above-mentioned Goods Vehicle. I declare that I am not under twenty-one years of age, and that the particulars furnished with respect to this application are true to the best of my knowledge and belief.

Signature,.....

Date,.....19....

Form Number 2.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

NOTICE OF REFUSAL OF A LICENCE FOR A GOODS VEHICLE.

Please take notice that your application for a licence for the goods vehicle of which the description is.....

.....

cannot be granted for the following reasons :—

.....

.....

.....

.....

.....

.....

Your application form is returned herewith cancelled. Application for a refund of the licensing fee paid should be made to the Ministry of Finance, Belfast.

An appeal against my decision may be made by you on the prescribed form to the Ministry of Home Affairs within one month from the date of this notice.*

To .....

of .....

.....

.....

Licensing Officer.

Dated the day of 19 .

*Forms on which to make an appeal may be obtained from the Ministry of Home Affairs, Stormont, Belfast.

Form Number 3.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

GOODS VEHICLE LICENCE NO.....

I hereby licence.... .....

of.....

to use the Goods Vehicle distinguished by the number.....

for the carriage of goods on public highways.

The make of the vehicle is.....

the chassis number.....and the Identification Mark.....

This licence is granted subject to the provisions of the above-mentioned Act, and of any Regulations made from time to time thereunder, and shall remain in force for the period of one year from the date hereof unless revoked or suspended before the expiration of that period.

By Order of the Ministry of Home Affairs for Northern Ireland.

.....
Licensing Officer.

Dated.....day of.....19.....

Change of Address.

The licensee shall here insert every change in his permanent address, and shall at the same time notify such change to the Licensing Officer :—

Date..... Address.....

Date..... Address.....

Form Number 4.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

NOTICE OF APPEAL TO MINISTRY OF HOME AFFAIRS.

Full Name of Appellant.....
(IN BLOCK LETTERS).

Full Postal Address.....

To the Ministry of Home Affairs,
Belfast.

I (We) beg to appeal against the decision of the Licensing Officer of which the particulars are as follows:—

(a) Here set out particulars of decision.

(a)

.....

.....

.....

.....

.....

.....

and I certify that the particulars given below are correct.

Signature.....

Date.....

Particulars to be given by appellant:—

I. Index Mark of Vehicle.....

II. Description of Vehicle.....

III. Nature of Application to Licensing Officer.....

.....

IV. A full statement of the facts and circumstances which he wishes to lay before the Ministry in support of his appeal.....

.....

Form Number 5.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

FORM OF APPLICATION FOR A DUPLICATE LICENCE FOR A GOODS VEHICLE OR FOR A DUPLICATE PLATE.

Particulars to be given by Applicant.

---

1. Number of Licence or Plate of which a duplicate is required. .....

2. Address of Applicant. ....

.....

I hereby declare that the licence or plate of which particulars are given above has been lost *(or accidentally defaced) (or accidentally destroyed), and, having paid the prescribed fee of 2s. 6d., I request that a duplicate may be granted to me *(and I undertake to return the original if it should subsequently be found).

The circumstances of the loss* (defacement) (or destruction) are as follows :—

* Strike out words not applicable.

.....

.....

.....

.....

.....

.....

Signature of Applicant.....

Date.....19....

Form Number 6.

THE MOTOR VEHICLES AND ROAD TRAFFIC ACT (NORTHERN IRELAND), 1934.

GOODS VEHICLES.

CERTIFICATE OF WEIGHT.

Identification Mark.....

Plate Number (if any).....

	Tons.	Cwts.	Qrs.	Lbs.
Unladen Weight of Vehicle	.....	.....	.....	.....
Do. Trailer (if any)	.....	.....	.....	.....

Destination to which Vehicle is proceeding.....

An (No) addition is to be made to the load during the journey.
(Strike out whichever word (An or No) is inappropriate.

I certify that the Goods Vehicle or Vehicles bearing the Identification Mark (and Plate Number) mentioned above was or were weighed in my presence at †..... and the weight ascertained was as follows :—

	Tons.	Cwts.	Qrs.	Lbs.
*Goods Vehicle —Weight Laden	.....	.....	.....	.....
*Trailer Weight Laden	.....	.....	.....	.....

.....

Dated.....day of.....19....

SECOND SCHEDULE.

COLUMN I. Unladen weight of Vehicle.	COLUMN II. Maximum weight of load permitted for Vehicles fitted with four wheels.	COLUMN III. Maximum weight of load permitted for Vehicles fitted with more than four wheels including articulated Vehicles.
Exceeding 1 ton but not exceeding 1½ tons ..	1½ tons.	1½ tons.
,, 1½ tons ,, ,, ,, 2 ,, ..	2½ ,,	3 ,,
,, 2 ,, ,, ,, ,, 2½ ,, ..	3 ,,	4 ,,
,, 2½ ,, ,, ,, ,, 3 ,, ..	4 ,,	5 ,,
,, 3 ,, ,, ,, ,, 4 ,, ..	5½ ,,	6½ ,,
,, 4 ,, ,, ,, ,, 5 ,, ..	7 ,,	8½ ,,

† Insert the place at which the goods vehicle or trailer was weighed.
* Insert the weight in the proper place according to whether the vehicle or trailer was weighed unladen or laden.