STATUTORY INSTRUMENTS

1977 No. 1708

ROAD TRAFFIC

The Minibus (Permits) Regulations 1977

Made - - - -	*22nd October* 1977
Laid before Parliament	*2nd November* 1977
Coming into Operation	*23rd November* 1977

The Secretary of State for Transport, in exercise of his powers under section 3(1) of the Minibus Act 1977(**a**), and of all other enabling powers, hereby makes the following Regulations:—

Commencement and Citation

1. These Regulations shall come into operation on 23rd November 1977, and may be cited as the Minibus (Permits) Regulations 1977.

Interpretation

2.—(1) In these Regulations—

"the Act" means the Minibus Act 1977;

"body" means a body of persons, whether corporate or unincorporate;

"Disc" means a disc, issued by traffic commissioners or by a body by whom a Permit is issued in respect of the minibus to which the disc relates, for display on a minibus;

"Driver's Notice" means a notice, issued by traffic commissioners or by a body by whom a Permit is issued in respect of the minibus to which the driver's notice relates, for display in a minibus;

"minibus" means a vehicle which is within the provisions of section 1(1) of the Act;

"Permit" means a permit issued by traffic commissioners or by a body pursuant to section 1(2) of the Act; and

"traffic commissioners" and "traffic area" have the same meaning as in Part III of the Road Traffic Act 1960(**b**).

(2) The Interpretation Act 1889(**c**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

(**a**) 1977 c. 25. (**b**) 1960 c. 16. (**c**) 1889 c. 63.

The form of a Permit

3. Every Permit shall be in the form specified in Schedule 1 to these Regulations.

The fee for a Permit

4.—(1) A fee of £7 shall be paid in respect of every Permit issued by traffic commissioners.

(2) The fee specified in paragraph (1) above shall be paid by the applicant for the Permit to the traffic commissioners to whom the application is made, and no Permit shall be issued by traffic commissioners until the said fee has been paid.

The documents to be carried on a minibus, and the manner and position in which they are to be carried

5.—(1) Every minibus shall carry—

(*a*) in the manner and position specified in paragraph (2) below, a Driver's Notice in the form of Section B of the Permit relating to the minibus, and

(*b*) in the manner and position specified in paragraph (3) below, a disc in the form specified in Schedule 2 to these Regulations.

(2) Every Driver's Notice referred to in paragraph (1)(*a*) above shall be affixed to the inside of the minibus to which it relates in such a position as to be easily readable by the driver without interfering with his control of the vehicle.

(3) Every Disc referred to in paragraph (1)(*b*) above shall be affixed to the inside of the minibus to which it relates and in such a position that it—

(*a*) does not interfere with the driver's control of the vehicle, and

(*b*) is easily readable from the outside of the vehicle.

The conditions to be fulfilled by persons driving minibuses

6. No person shall drive a minibus unless he is—

(*a*) the holder of a licence, not being a provisional licence, granted by virtue of section 88 of the Road Traffic Act 1972(**a**); and

(*b*) over 21 years of age.

The issue of copies of Permits, driver's notices and discs

7.—(1) If a Permit, Driver's Notice or Disc has been lost, destroyed or defaced the body to whom it was issued shall forthwith in writing inform the traffic commissioners or the body by whom it was issued of the loss, destruction or defacement.

(2) If—

(*a*) the traffic commissioners or the body by whom the Permit, Driver's Notice or Disc was issued is satisfied that the Permit, Driver's Notice or Disc has been lost, destroyed or defaced, and,

(**a**) 1972 c. 20.

(*b*) in the case of a Permit, Driver's Notice or Disc which has been defaced, the defaced document is surrendered to the traffic commissioners or body by whom it was issued,

the said traffic commissioners or body shall issue a copy (so marked) which shall have effect as the Permit, Driver's Notice or Disc of which it is a copy and be subject to the requirements in these Regulations relating thereto.

(3) Where a Permit, Driver's Notice or Disc has been lost and after a copy has been issued the lost document comes into the possession of the body to whom it was issued, such body shall forthwith return the same to the traffic commissioners or body by whom it was issued.

William Rodgers,
Secretary of State for Transport.

22nd October 1977.

SCHEDULE 1

(The form of a Permit)

MINIBUS PERMIT

SECTION A

This Permit is granted under the Minibus Act 1977 and in accordance with the provisions of the Minibus (Permits) Regulations 1977, subject to the conditions specified in Section B below, to ..... in respect of the vehicle the registration number of which is ..... and for which Disc number ..... is issued for display on that vehicle.

Signed .....

On behalf and with the authority of .....

Dated ..... 19.....

SECTION B—(Driver's Notice)

The conditions subject to which the vehicle the registration number of which is ..... may be used as a minibus are as follows:—

1. The provisions of Regulation 5 (which requires every vehicle being used as a minibus to display a Driver's Notice and a Disc) and Regulation 6 (which requires the driver of a vehicle being used as a minibus to hold a driving licence (not being a provisional licence) and to be over 21) of the Minibus (Permits) Regulations 1977 shall be complied with.

2. The vehicle shall not be used to carry children between their home and their school without the consent of the local education authority and the traffic commissioners for the traffic area in which the vehicle is normally kept.

3. Only passengers of the following classes shall be carried:

(A) .....

(B) .....

(C) .....

(D) .....

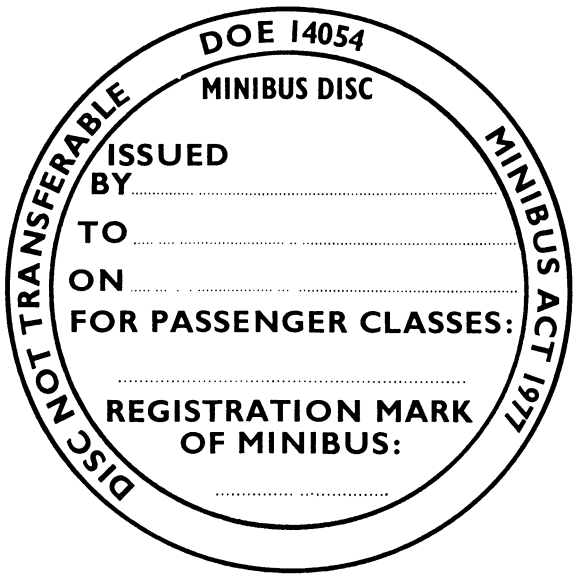
(E) .....

4. Any further conditions, to be specified by the issuing body.

WARNING. Failure to comply with any of the conditions mentioned above may result in prosecution under the Road Traffic Act 1960 (i) for causing or permitting the vehicle to be used without a public service vehicle licence, and (ii) of the driver of the vehicle if he does not hold a public service vehicle driver's licence.

SCHEDULE 2

(The form of a disc)



EXPLANATORY NOTE

(This Note is not part of the Regulations.)

In exercise of powers conferred by the Minibus Act 1977 these Regulations prescribe—

(i) the form of Permits required for the operation of minibuses under that Act;

(ii) the fee for Permits granted by traffic commissioners;

(iii) the form of driver's notices and discs to be carried on minibuses operating under that Act;

(iv) conditions to be fulfilled by persons driving such minibuses; and

(v) provisions regarding the loss, destruction or defacement of Permits, driver's notices and discs.

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