STATUTORY INSTRUMENTS

# 1978 No. 1315

# ROAD TRAFFIC

## The Public Service Vehicles (Licences and Certificates) (Amendment) Regulations 1978

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| *Made* - - - - | *5th September* 1978 |
| *Laid before Parliament* | *8th September* 1978 |
| *Coming into Operation* | *1st November* 1978 |

The Secretary of State for Transport in exercise of the powers conferred by sections 139A, 158, 159 and 160 of the Road Traffic Act 1960**(a)** as amended by section 8(1) of and paragraphs 3 and 5 of Schedule 2 to the Transport Act 1978**(b)**, and now vested in him **(c)**, and of all other enabling powers, and after consultation with representative organisations in accordance with section 260(2) of that Act, hereby makes the following Regulations:—

**1.** These Regulations shall come into operation on 1st November 1978 and may be cited as the Public Service Vehicles (Licences and Certificates) (Amendment) Regulations 1978.

**2.** The Public Service Vehicles (Licences and Certificates) Regulations 1952**(d)** as amended **(e)** shall be further amended so as to have effect as if for Regulation 47 there were substituted the following Regulation:—

"*Short-term licences*

**47.**—(1) Regulations 37, 38 and 39, paragraph (*a*) and (*b*) of Regulation 41, and Regulations 43, 44 and 45 above shall not apply in relation to an application for a short-term road service licence under section 139A of the Road Traffic Act 1960 or for the backing of such a licence.

(2) The fee for the issue of such a short-term road service licence shall be £1.

(3) Regulation 46 above shall not apply in relation to an application made by the holder of a short-term road service licence under section 139A of the Road Traffic Act 1960 or the backing of such a licence for a variation of the conditions attached to such licence or backing.".

*William Rodgers*,
5th September 1978. Secretary of State for Transport.

(a) 1960 c. 16. (b) 1978 c. 55. (c) S.I. 1970/1681. (d) S.I. 1952/900.
(e) The relevant amending instruments are S.I. 1957/123; 1961/2128; 1969/32.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations amend the Public Service Vehicles (Licences and Certificates) Regulations 1952 by replacing the Regulation relating to an application for a licence for services for which the need could not be foreseen by a new Regulation. By virtue of the new Regulation—

(1) the provisions of the following Regulations shall not apply in relation to an application for a short-term road service licence under section 139A of the Road Traffic Act 1960 (which section was inserted by virtue of section 8(1) of the Transport Act 1978)—

Regulation 37 (application for a licence or backing to be on a certain form),

Regulation 38 (date of submission of application for a licence or backing),

Regulation 39 (notice of application for a licence or backing),

Regulation 41(*a*) and (*b*) (certain particulars to be contained in "Notices and Proceedings"),

Regulation 43 (objections and representations in respect of an application for a licence or backing),

Regulation 44 (fee for a licence), and

Regulation 45 (dates of expiry of a licence and backing); and

(2) the provisions of Regulation 46 (variation of conditions) shall not apply in relation to an application by the holder of such a licence or a backing thereto for a variation of the conditions thereof.

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