1965. No. 161 [C]

PUBLIC SERVICE VEHICLES

REGULATIONS, DATED 30TH JULY, 1965, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 19 OF THE MOTOR VEHICLES (TRAFFIC AND REGULATION) ACT (NORTHERN IRELAND) 1926 AND SECTION 72 OF THE ROAD TRAFFIC ACT (NORTHERN IRELAND) 1955.

The Ministry of Home Affairs in exercise of the powers vested in it by Section 19 of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926(a), Section 72 of the Road Traffic Act (Northern Ireland) 1955(b), and of all other powers in that behalf thereunto enabling it, with the approval of the Ministry of Finance for Northern Ireland in regard to the provisions contained in Regulations 10, 23, and 34, hereby makes the following Regulations:—

Citation

1. These Regulations may be cited as the Public Service Vehicles Regulations (Northern Ireland) 1965, and shall come into operation on the 1st day of September, 1965.

Interpretation

2. In these Regulations, unless the context otherwise requires, the expression—

(*a*) "the Ministry" means the Ministry of Home Affairs for Northern Ireland;

(*b*) "the Acts" means the Road Traffic Acts (Northern Ireland) 1926 to 1964;

(c) "public service vehicle" has the meaning attached thereto by Section 10 of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926, as amended by Section 43 of the Motor Vehicles and Road Traffic Act (Northern Ireland) 1934(c);

(*d*) "motor hackney carriage" means a public service vehicle seating not more than six persons in addition to the driver;

(*e*) "omnibus" means a public service vehicle seating more than six persons in addition to the driver;

(*f*) "Inspector of Vehicles" means an Inspector of Vehicles in the Ministry of Home Affairs;

(*g*) "type" means in the case of omnibuses any one of the following:—
(i) a double-decked vehicle;
(ii) a single-decked vehicle having a seating capacity for more than twenty persons;
(iii) a single-decked vehicle having a seating capacity for twenty persons or less;

(*h*) "public place" shall include the premises of a railway or omnibus station;

(a) 16 & 17 Geo. 5. c. 31 (N.I.).
(b) 1955. c. 27.
(c) 24 & 25 Geo. 5. c. 15 (N.I.).

(*i*) "Registration Mark" means the mark indicating the registered number assigned to the vehicle under the Roads Act 1920(a) or the Vehicles (Excise) Act (Northern Ireland) 1954(b) and Regulations made thereunder;

(*j*) "Public Authority" includes any Department of the Government of Northern Ireland or the United Kingdom, any Local Authority, any Local Education Authority and the Northern Ireland Hospitals Authority.

Exemption

3. These Regulations shall not apply to any vehicle in respect of which a certificate of exemption in form No. 1 in the First Schedule has been granted by the Ministry in accordance with Section 43 of the Motor Vehicles and Road Traffic Act (Northern Ireland) 1934.

Revocation

4. The Regulations specified in the Second Schedule are hereby revoked.

PART I

LICENSING OF PUBLIC SERVICE VEHICLES

Application for Licence

5. A person making application for a licence for a public service vehicle shall do so in Form* No. 2, 3 or 4 in the First Schedule as the case may require. The application shall be made to the Ministry by the owner of the vehicle or by some person duly authorised in writing by the owner in that behalf.

Applicant residing outside Northern Ireland

6. Where an application is made for the licensing of a public service vehicle by the owner thereof being a company or a body corporate whose registered or principal office is situated 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 the licence that the owner shall have and shall 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 summonses or other document relating to any matter or offence arising in Northern Ireland in connection with such public service vehicle and to appear at any Court as required by such summons or other document and 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.

Age limit

7. A licence for a public service vehicle shall not be granted to any person under the age of 21 years, and if granted to any such person shall be void.

Refusal of licence

8. The Ministry may in its discretion refuse to grant a licence:—

(*a*) if the applicant has previously obtained a licence for a public service vehicle and such licence has been revoked or suspended;

(a) 10 & 11 Geo. 5. c. 72. (b) 1954. c. 17.

*A Form on which to make application for a licence may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

(*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 any provision of the Acts relating to the licensing and regulation of public service vehicles, or any Regulations made thereunder.

9. The Ministry shall not grant a licence if the applicant fails to satisfy it:—

(*a*) that the public service vehicle conforms to the conditions of fitness from time to time laid down by the Ministry;

(*b*) that he is of good character and business repute, and that his financial position is such that he is a fit and proper person to hold a licence.

Licensing fees

10. The fees payable for a public service vehicle licence shall be as follows:—

(*a*) For a motor hackney carriage for which a licence is applied for within one month of being registered for the first time under the Vehicles (Excise) Act (Northern Ireland) 1954, or under the corresponding statutory provisions obtaining elsewhere, and which before being so registered has not been used for demonstration purposes for a longer period than one month £1

(*b*) For a motor hackney carriage not coming within the provisions of sub-paragraph (*a*) hereof £2

(*c*) For an omnibus ... ... £3 10s.

Examination of Vehicle

11. If the Ministry approves of the application, the applicant shall cause the public service vehicle to which he desires the licence shall attach to be brought to such place as the Ministry may direct for examination.

Number plate, disc and licence

12.—(1) If the public service vehicle is found fit for public use, the Inspector of Vehicles shall cause a plate bearing the number which is to distinguish such vehicle (hereinafter called "the number plate") or a disc to be affixed thereto in his presence, together with such mark or marks as the Ministry may from time to time direct, and shall at the same time determine the seating capacity of the vehicle in accordance with the provisions of Regulation 19. The number plate shall be fixed in a conspicuous position on the lower left portion of the back of each vehicle, but not in close proximity to the registration mark of the vehicle, and the disc shall be fitted to the left lower corner of the windscreen of each vehicle, and the licensee shall provide the means of attachment for the number plate and/or disc:

Provided that in the case of a motor hackney carriage which is not licensed to stand or ply for hire in any street, road, or public place, the Inspector of Vehicles may cause the plate and/or disc, mark or marks to be placed in such a position on the vehicle, not being a conspicuous position, as he deems suitable.

(2) The licence shall be in the Form No. 6(*a*), 6(*b*) or 7 in the First Schedule as the case may require.

(3) If the licence is refused the Ministry shall transmit to the applicant notice of the refusal in Form No. 5 in the First Schedule.

Licensee's Responsibility

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

Conditions of Licence

14.—(1) The licensee—

(*a*) shall not permit his public service vehicle to be used for an illegal purpose;

(*b*) shall not deface or mutilate his licence;

(*c*) shall at all times when required produce his licence to any Inspector of Vehicles or member of the Royal Ulster Constabulary;

(*d*) 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;

(*e*) shall within three days after a notice shall have been delivered to him personally or sent by registered post or recorded delivery service to the address last notified to the Ministry, deliver up his licence at the Ministry or at such other place as may be specified in the notice, together with the number plate or disc affixed to the vehicle pursuant to Regulation 12.

(2) The licensee of any public service 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, disc, number or mark affixed to or placed upon the vehicle in pursuance of these Regulations or by the authority of the Ministry.

(3) The licensee shall cause the public service vehicle and all its fittings and furniture to be maintained and kept in good order and repair and shall take all practical means to secure that all parts of the mechanism, including the brakes, are free from defects and in efficient working order; that the inside and outside of the body and all other parts of the vehicle are kept clean, and the whole ready and efficient for the purpose of hire, and, as respects an omnibus, shall not display any printed, written or other matter where the Ministry directs to the contrary, and, as respects a motor hackney carriage, shall not suffer any printed, written or other matter or distinguishing mark not provided for in these Regulations to appear on the outside or inside of the vehicle except such emblem or distinguishing mark which in the opinion of the Inspector of Vehicles is not likely to detract from the appearance of the vehicle or to distract other road users:

Provided that in the case of a motor hackney carriage licensed to stand or ply for hire, a sign bearing the word "TAXI" or the words "FOR HIRE" may be displayed on the vehicle in a manner approved by the licensing officer.

(4) The licensee, if any alteration in the design or construction of the public service vehicle has been made since the licence was issued, shall immediately communicate full particulars of such alteration to the office of the Inspector of Vehicles nearest to the place where the vehicle is ordinarily kept.

(5) The licensee of a public service vehicle shall not employ or permit or suffer any person to be employed as a driver of a public service vehicle of a type not mentioned in or endorsed upon the said driver's licence.

(6) The licensee of a public service vehicle shall report immediately to the office of the Inspector of Vehicles nearest to the place where the vehicle is ordinarily kept particulars of any accident to his vehicle.

(7) The licensee of a public service vehicle in respect of which a licence is issued in the Form No. 6(*b*) in the First Schedule shall not cause or permit the vehicle to wait within such area or areas as the Ministry may indicate on the licence except within 50 yards of the licensee's place of business or to fulfil an engagement previously entered into at that place of business or to set down a passenger.

(8) The licensee of a public service vehicle shall acquaint any person whom he permits to drive that vehicle with the conditions of the licence issued in respect of it.

Transfer of Licence

15. A licence for a public service vehicle shall not be assigned or transferred except with the approval of the Ministry endorsed on the licence.

Defacement of Licence

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

Revocation or Suspension of Licence

17. A licence for a public service vehicle shall be liable to revocation or suspension by the Ministry 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 Acts or any Regulations made thereunder;

(*d*) If in the opinion of the Ministry the public service vehicle fails to conform to the conditions of fitness from time to time laid down by the Ministry;

(*e*) 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 Ministry, that the licensee should continue to hold the licence.

In the event of such revocation or suspension the Ministry 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 post, and the licence shall be deemed to be revoked or suspended as from the date of such service.

Death or Infirmity of Licensee

18. In the case of the death or any infirmity of mind or body of any licensee of a public service vehicle during the currency of his licence the Ministry, if it thinks fit, on application by any relative of such licensee, may by endorsement on the licence temporarily transfer the licence to such applicant.

Seating Capacity and Standing Passengers

19.—(1) In determining the number of persons for whom any public service vehicle has seating capacity:—

(*a*) where separate seats for each person are provided one person shall be counted for each separate seat provided;

(*b*) where the vehicle is fitted with continuous seats one person shall be counted for each complete length of 16 inches measured in a straight line lengthwise on the front of each such seat; and where any such continuous seat is provided with arms for the purpose of separating the seating spaces and such arms are so constructed that they can be

folded back or otherwise put out of use, such seat shall be measured for the purpose of these Regulations as if it had not been fitted with such arms: Provided that, in the case of a motor hackney carriage, a licence may be granted for such number of persons as the Ministry is satisfied the vehicle can suitably seat irrespective of whether or not there are 16 inches available for each person.

(2) (*a*) In determining the seating capacity of any public service vehicle the driver's seat shall be excluded.

(*b*) In the case of an omnibus the driver's seat means, for the purposes of these Regulations, any separate seat occupied by the driver of the vehicle, or where no such separate seat is provided and the driver occupies a portion of a continuous seat, so much of that seat as extends from the right edge of the seat to a point 18 inches left of a point on the seat directly in rear of the centre of the steering column.

(3) Where the floor space or any substantial part of the floor space of any public service vehicle is available for the accommodation of passengers, but is not fitted with permanent seats, the seating capacity of that vehicle shall be determined as if the floor space so available were fitted with continuous seats of such number and dimensions as would provide for the reasonable comfort and convenience of passengers, and the foregoing provisions shall apply accordingly.

In measuring the floor space so available such space as is reasonably required for the use of persons entering and leaving and persons in charge of the vehicle shall not be included.

(4) (*a*) The number of passengers carried on an omnibus shall not exceed the seating capacity ascertained in accordance with the provisions of the preceding paragraph: Provided that:—

(i) for the purposes of this sub-paragraph a child under the age of seven years shall not be regarded as a person;

(ii) in the case of an omnibus specially hired for the conveyance of children to or from school or to or from the seaside or for the purpose of a tour or journey to any place or through any district, any three children under the age of fifteen years, when they are carried on a single-decked vehicle or on the lower deck of a double-decked vehicle, shall be regarded as two persons;

(iii) where between the hours of eight in the morning and half-past five in the afternoon, children are travelling to or from school in an omnibus to which sub-paragraph (ii) does not apply, any three children under the age of 15 years, when they are carried on a single-decked vehicle or on the lower deck of a double-decked vehicle, shall be regarded as two persons, so, however, that in determining the total number of children which may be so carried, the seating capacity of the single-decked vehicle or the lower-deck of the double-decked vehicle, as the case may be, shall be reduced by six;

(iv) an omnibus which carries a conductor or in respect of which an authorisation has been given under Regulation 32 may carry a number of standing passengers not exceeding one-third of the number of passengers for which the vehicle, or in the case of a double-decked vehicle the lower deck, has seating capacity, or eight, whichever number is the lesser, if the standing passengers are taken up during the hours of peak traffic or in circumstances in which undue hardship

would be caused to such passengers if they were not carried in the vehicle; but no standing passengers shall be carried:—

(*i*) on the upper deck of a double-decked vehicle;

(*ii*) if there is a vacant seat in the case of a single-decked vehicle or, in the case of a double-decked vehicle, if there is a vacant seat on the lower deck thereof.

(*b*) The conductor, or where there is no conductor the driver, of an omnibus shall not permit any breach of this paragraph.

(5) The Ministry may authorise the carrying in any single-decked omnibus specially constructed or adapted for the purpose, subject to such conditions as the Ministry thinks fit, on specified routes and on specified services, the number of standing passengers for which the vehicle has been certified by an Inspector of Vehicles as constructed or adapted as fit to carry. Any authorisation or certificate given under this Regulation may be varied, suspended or revoked by the Ministry or by an Inspector of Vehicles, as the case may be, at any time:

Provided that no standing passengers shall be carried on any vehicle by virtue of this Paragraph unless a conductor is carried thereon.

(6) For the purposes of Section 13 of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926 the number of passengers shall be—

(*a*) as respects an omnibus, the number permitted to be carried on the vehicle in accordance with this Regulation; and

(*b*) as respects a motor hackney carriage, the number which the vehicle is licensed to carry:

Provided that where a hackney carriage is being used in connection with arrangements made by a public authority for the conveyance of children, any five children under the age of fifteen years shall be deemed to be four passengers; but not more than one child shall be carried alongside the driver.

Insurance of Vehicle

20. If any policy of insurance or security issued under the provisions of Part II of the Motor Vehicles and Road Traffic Act (Northern Ireland) 1930(a) in respect of a public service vehicle ceases to have effect during the currency of any public service vehicle licence granted in respect of such vehicle the licensee shall immediately send notice thereof in writing to the Ministry, and the licence so issued shall be deemed to be suspended as from the date the policy or security, as the case may be, ceases to have effect until such time as the licensee satisfies the Ministry that another such policy or security is in force as respects the vehicle.

Expiration of Licence

21. The licensee of a public service vehicle shall, within three days after the expiration of the period for which the licence was granted, deliver up to the nearest Vehicle Inspector's office or to any police station the number plate affixed to the vehicle pursuant to Regulation 12, unless a new licence has been granted.

(a) 20 & 21 Geo. 5. c. 24 (N.I.).

PART II

LICENSING OF DRIVERS AND CONDUCTORS OF PUBLIC SERVICE VEHICLES

Drivers' and Conductors' Licences

22. A person desirous of obtaining a licence to act as a driver or conductor of a public service vehicle shall make application to the Ministry on the Form* No. 8 or 9, as the case may require, in the First Schedule. A first application by a driver shall be accompanied by such medical certificate in such form as the Ministry may from time to time require, and the Ministry may require the production of a medical certificate in connection with any subsequent application by a driver.

Fees for Drivers' and Conductors' Licences

23. The fee shall be ten shillings for a licence to act as driver or conductor of a public service vehicle and such licence shall be respectively in the Form No. 10 or 11 in the First Schedule:

Provided that the Ministry may waive the fee in respect of a conductor's licence issued to a person who is employed as the driver of an omnibus operating without a conductor.

Notice of Refusal of Licence

24. If a licence is refused the Ministry shall transmit to the applicant notice of such refusal in Form No. 12 in the First Schedule.

Revocation or Suspension of Licence

25. A licence granted to the driver or conductor of a public service vehicle shall be liable to revocation or suspension for any period of time by the Ministry 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 has been granted;

(*c*) If the licensee has been convicted of an offence under the Acts or any Regulations made thereunder;

(*d*) If in the opinion of the Ministry the licensee is unable to exercise his calling without risk to the public;

(*e*) 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 Ministry, that he should continue to hold the licence.

In the event of such revocation or suspension the Ministry 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 post and the licence shall be deemed to be revoked or suspended as from the date of such service.

Refusal of Licence

26. A licence shall not be granted to any applicant:—

(*a*) who is a female;

(*b*) who is unable to read or write, or is not clean in dress and person;

*A Form on which to make application for a licence may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

(*c*) who is unable to produce a copy of his birth certificate or furnish other satisfactory evidence as to his age;

(*d*) who is under five feet in height or not strong enough to deal with the luggage of passengers;

(*e*) who is deemed unfit from any infirmity of mind or body;

(*f*) who fails to satisfy the Ministry that he is of good character and fit to act as driver or conductor, as the case may be.

Examination of Applicant

27. A licence to drive a public service vehicle shall not be granted to an applicant unless the Ministry is satisfied, after such practical examination as may be required, that he is able to manage a vehicle of the type which he wishes to drive; the applicant will be required to bring a vehicle of that type to such place, and at such time, as the Ministry shall direct for the purpose of such examination:

Provided that:—

(*a*) where an applicant desires a licence to drive all types of omnibuses it shall only be necessary for him to be examined as to his ability to drive a double-decked vehicle;

(*b*) where an applicant desires a licence to drive all types of single-decked omnibuses it shall only be necessary for him to be examined as to his ability to drive a single-decked vehicle having a seating capacity for over twenty persons.

PART III

TAXIMETERS

Taximeters

28.—(1) No public service vehicle to which a taximeter is fitted shall stand or ply or carry passengers for hire unless the said taximeter has been tested and officially sealed by an Inspector of Vehicles.

(2) Every taximeter affixed to a public service vehicle shall be of a form approved by the Ministry, and shall be maintained in good working order and repair so as to indicate accurately the fares chargeable. The licensee shall obtain the services of an approved Taximeter Maker who will maintain a current and accurate taximeter on the vehicle. The taximeter shall be so placed as to be easily seen and read from the inside of the public service vehicle at all times, and shall be sufficiently lighted at night.

Sealing or Marking

29. A taximeter shall not be affixed to any public service vehicle unless the seal or mark approved by the Ministry be affixed to it. If a taximeter not having the said seal or mark intact be found on any public service vehicle the licence granted in respect of that vehicle shall be liable to revocation or suspension.

Construction

30.—(1) The mechanism driving the distance recording gearing of the taximeter must not be fitted direct to the wheels of the vehicle.

(2) All connections of the flexible drive or transmission cable connecting the taximeter with the gear box of the vehicle must be capable of being sealed.

(3) The flexible drive or transmission cable must be so affixed to the taximeter and the gear box of the vehicle that no part of the inner cable can be reached without breaking the seals referred to in paragraph (2).

(4) The flexible drive or transmission cable for its entire length shall be properly secured and protected from injury.

(5) Provision shall be made for sealing the bolts securing the taximeter to the vehicle.

Defective taximeters

31.—(1) Any owner or driver or other person who shall break or otherwise tamper with the seal or mark placed on the taximeter, or who shall with intent to deceive, tamper with the taximeter shall be deemed to have committed a breach of these Regulations. Where a taximeter on a licensed vehicle becomes defective the owner or driver shall report such defect to the Ministry, and shall take immediate steps to have the taximeter repaired or exchanged. On completion of such repairs or the affixing of a new meter, the owner or driver shall report the fact to the Ministry with a view to the vehicle being presented to an Inspector of Vehicles for testing and sealing.

(2) No taximeter shall be used for a longer period than 12 months from the date of last testing unless re-tested.

PART IV

GENERAL

Employment of Conductors

32. Except where authorised in writing by the Ministry an omnibus seating more than twenty persons in addition to the driver shall not stand or ply for hire or carry passengers for hire unless in addition to the driver a conductor is employed thereon: Provided that this Regulation shall not apply in any case where a single-decked omnibus is hired for a specific sum or at a specific rate per seat by an organised party, or is used to stand and ply for hire for particular tours and returns its passengers to the point from which they started.

Change of Address and of Ownership

33.—(1) If an owner, driver or conductor during the currency of his licence changes his address, he shall forthwith communicate particulars of such change of address to the Ministry, 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 the address of the licensee.

(2) The licensee of a motor hackney carriage shall, on the sale or other change of ownership of the vehicle, forthwith notify in writing the change of ownership to the nearest Inspector of Vehicles, stating the registered number of the vehicle, the number of the public service vehicle licence of the vehicle, and the name and address of the new owner.

Duplicate Licence, etc.

34. If a person to whom a licence has been granted under Part II of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926 satisfies the Ministry that:—

(*a*) the licence has been lost, or accidentally defaced or destroyed, the Ministry shall issue to him a duplicate licence on payment of a fee of five shillings in the case of a licence for a public service vehicle and two shillings and sixpence in the case of a licence for a driver or conductor;

(*b*) the plate or disc affixed to his vehicle in pursuance of Regulation 12 has been lost or accidentally defaced or destroyed, the Ministry shall issue to him a new plate or disc on payment of a fee of five shillings.

An application for a duplicate licence or for a new plate or disc shall be in the Form* No. 13 or 14 in the First Schedule as the case may require. If at any time after the issue of a duplicate licence or a new plate or disc, it has come to the knowledge of the licensee that the original licence or plate or disc has been found, then the licensee shall take all reasonable steps to obtain possession of such original and shall return it to the office of the nearest Inspector of Vehicles or to any police station.

Markings on Vehicles

35. The owner or driver of a public service vehicle, other than a motor hackney carriage which is not used to stand or ply for hire in a street, road or public place, shall not use or employ the vehicle as such unless:—

(*a*) the seating capacity of the vehicle is clearly and legibly painted in a conspicuous position on the outside thereof, and, in the case of a single-decked vehicle specially constructed or adapted for the carriage of standing passengers in respect of which a certificate has been issued under Regulation 19(5), the seating and standing capacity of the vehicle is similarly indicated;

(*b*) the name and address of the licensee is painted in legible letters in a conspicuous position on the near or left side of the vehicle;

(*c*) in the case of a motor hackney carriage used to stand or ply for hire in a street, road or public place a statement (hereinafter called a "fares board") in legible letters and figures of the fares or rates to be paid by persons using the same is exhibited in a convenient and conspicuous position in or on the vehicle:

Provided that this sub-paragraph (*c*) shall not apply to any motor hackney carriage while standing or plying for hire within a district for which fares have not been fixed by the local authority under Section 18(1) of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926 or any other enactment.

Defective Vehicles

36. In the event of any defects being found on inspection after a public service vehicle has been licensed, an Inspector of Vehicles shall, if in his opinion the defects render the vehicle unsuitable or dangerous for public service, notify the owner of such defects and remove the number plate or disc, and the licence for such vehicle shall be deemed to be suspended until such time as the defects have been remedied and the number plate or disc has been re-affixed to the vehicle by an Inspector of Vehicles. If the defects are in his opinion of a minor nature the Inspector shall notify the owner of the defects and require him to remedy them within seven days, and if such owner fails to comply with this requirement his licence shall be liable to suspension.

*A Form on which to make application for a duplicate licence or plate or disc may be obtained at any Post Office transacting Inland Revenue business on payment of the prescribed fee.

Repair Outfit

37.—(1) The licensee of a motor hackney carriage shall cause the vehicle always to be provided with a tyre fully inflated mounted on a spare rim or wheel, an efficient lifting jack and a suitable wheel brace or similar tool.

(2) The licensee of an omnibus shall cause the vehicle always to be provided with an efficient lifting jack, and a suitable wheel brace or similar tool.

Fire Extinguishing Apparatus

38.—(1) The licensee of a public service vehicle shall cause the vehicle always to be provided with suitable and efficient apparatus for extinguishing fire, and carried in such a position as to be readily available for use.

(2) Subject to the provisions of the next succeeding paragraph, such apparatus shall be of one or more of the following types, namely:—

(*a*) a foam producing fire extinguisher complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Foam Type (Chemical) and numbered B.S. 740: Part I: 1948;

(*b*) a foam producing fire extinguisher complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Foam Type (Gas Pressure) and numbered B.S. 740: Part II: 1952;

(*c*) a soda acid chemical fire extinguisher complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Water Type (Soda Acid) and numbered B.S. 138: 1948;

(*d*) a water fire extinguisher complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Water Type (Gas Pressure) and numbered B.S. 1382: 1948;

(*e*) a carbon tetrachloride fire extinguisher with a nominal liquid capacity of 1 quart complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Carbon Tetrachloride Type and numbered B.S. 1721: 1960;

(*f*) a chlorobromomethane fire extinguisher with a minimum liquid capacity of 1 pint complying in all respects with the specification issued by the British Standards Institution in respect of Portable Fire Extinguishers of the Chlorobromomethane Type and numbered B.S. 1721: 1960;

(*g*) a dry powder fire extinguisher with a minimum powder capacity of 2 pounds complying in all respects with the specification issued by the British Standards Institution in respect of Dry Powder Extinguishers of the Dry Powder Type and numbered B.S. 3465: 1962;

and every such apparatus shall be clearly marked with the appropriate British Standards Institution specification number and with the name and address of either the manufacturer or the vendor thereof.

(3) Sub-paragraph (*e*) of the last preceding paragraph shall not apply in the case of any vehicle first registered under the Vehicles (Excise) Act (Northern Ireland) 1954, or the Vehicles (Excise) Act 1962 on or after the 31st August, 1967.

(4) All apparatus carried in or upon a vehicle in pursuance of paragraph (1) of this Regulation shall at all times be maintained in good working order and any such apparatus being a fire extinguisher which is operated by gas pressure shall be provided with a means of controlling the rate of discharge.

(5) Where immediately before the date on which these Regulations come into operation there is being carried in or upon a vehicle a type of apparatus for extinguishing fire which complies with the requirements of the Regulations then in operation, then that apparatus may, during the ten years next succeeding that date and so long as it is maintained in good working order, be retained for use in or upon that vehicle in place of the corresponding type of apparatus which would otherwise be required to be carried under the foregoing provisions of this Regulation.

Destination Boards

39. The licensee of an omnibus carrying passengers at separate fares by defined stages shall cause sufficient route or destination indicators showing the journey to be made to be affixed in front of the vehicle when actually standing or plying for hire, and shall not permit anything to be so placed as to obscure or interfere with the legibility of the route or destination indicator.

Restriction of driving

40. The driver of a public service vehicle shall not drive any public service vehicle other than of the type specified in the licence issued to him under Part II.

Production of Licence by Driver or Conductor

41. The driver or conductor of a public service vehicle shall at all times during his employment or when appearing before a Court, have in his possession the licence issued to him under Part II and shall produce the same on demand by any Inspector of Vehicles or member of the Royal Ulster Constabulary.

Care of Number Plate, etc.

42. The driver or conductor of a public service vehicle shall not conceal, remove, alter or obliterate, or permit to be concealed, removed, altered or obliterated any plate, disc, number or mark affixed to or placed on the vehicle in pursuance of these Regulations or by the authority of the Ministry.

Obstruction of Vehicle

43. The conductor, or if there be no conductor, the driver of an omnibus, shall not permit any obstruction of any kind, including a movable or folding seat, in any of the gangways or passages of the vehicle, nor shall he place or permit to be placed any such obstruction in front of the exit door or on the steps of the vehicle nor shall he permit any luggage, parcel or other article to be carried on the vehicle in such a manner as to project beyond the ordinary limits of the vehicle.

Inflammable Spirit

44. The conductor, or if there be no conductor, the driver of a public service vehicle, shall not permit any tins of petrol or like spirit to be carried inside the vehicle, nor shall the conductor or driver of any public service vehicle, while there are any passengers inside the vehicle, permit any petrol to be filled into the tank thereof when the opening through which the same is filled is inside the vehicle. The petrol tank of any public service vehicle shall not be filled nor shall any filler cap thereof be removed while the engine is running.

Drawing of Trailers

45. The owner, driver or conductor of a public service vehicle shall not cause or permit any trailer to be drawn by such vehicle: Provided that this

Regulation shall not apply to the drawing of an empty public service vehicle by another empty public service vehicle in case of emergency.

Conduct of Owner, Driver or Conductor

46. The owner, driver or conductor of a public service vehicle when standing, plying or carrying passengers for hire shall conduct himself in an orderly manner, and with civility and propriety towards every passenger and intending passenger, and shall not, without reasonable excuse, refuse or neglect to comply with any proper requirement of any passenger or intending passenger.

Duties of Driver and Conductor

47.—(1) The driver or conductor of an omnibus:—

(*a*) shall, as regards the manner of taking up or setting down of passengers desirous of entering or leaving such omnibus, comply with the directions of every member of the Royal Ulster Constabulary authorised to keep order, regulate the traffic or prevent obstruction of the streets;

(*b*) shall bring the omnibus or cause it to be brought to a standstill as near as possible to the left-hand side of the road whenever, to his knowledge, any passenger shall be desirous of leaving such omnibus and also whenever any intending passenger shall be desirous of entering it, provided that:—

(i) in the case of a person desiring to enter the omnibus, such omnibus is not already occupied by the full number of persons authorised to be carried therein;

(ii) such omnibus shall not be brought or be caused to be brought to a standstill at a crossroads, top of a bridge or any other place where it is likely to be a source of danger or inconvenience to the persons using the road;

(iii) where along a route or part of a route stopping places have been appointed with the approval of the Royal Ulster Constabulary or a road authority, or have been prescribed by Bye-Laws made in pursuance of Section 18(1)(*d*) of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926, nothing in this Regulation shall require the driver of any such vehicle to stop the vehicle along such route or part of a route to take up or set down passengers except at such stopping places; and

(iv) where an omnibus which is clearly distinguished by the display of the words "Express" or "Limited Stop" or other expression to the like effect on the front destination indicator or other prominent position on the front of the vehicle is being operated on a non-stop or limited-stop service, of which due public notice has been given, nothing in this Regulation shall require the driver of any such vehicle subject to compliance with any proper requirement of any passenger as prescribed in the last preceding Regulation, to stop the vehicle for the purpose of taking up or setting down passengers except at the terminal point, or such other stopping points on the route as the owner or person authorised by him may appoint;

(*c*) shall take all reasonable precautions to ensure the safety of passengers in or on or entering or alighting from such omnibus.

(2) The driver of a motor hackney carriage, the licence of which contains the conditions provided for in Regulation 14(7), shall not cause or permit the vehicle to wait in any street or place contrary to those conditions.

Surrender of Licence

48. The driver or conductor of a public service vehicle shall within three days after a notice so to do shall have been delivered to him personally or sent by registered post or recorded delivery to the address last notified to the Ministry, deliver up his licence to the nearest Vehicle Inspector's office or to any police station of the Royal Ulster Constabulary or at such other place as may be specified in the notice.

Touting

49. The owner, driver or conductor of a public service vehicle or any other person on his behalf shall not, to the annoyance of any person, by touting, calling out or otherwise, importune any person to use or to be carried for hire in any such vehicle.

Traffic Signals and Inspection of Vehicle by Police

50.—(1) Every driver of a public service vehicle shall promptly obey the signals of any member of the Royal Ulster Constabulary directing traffic.

(2) The driver of conductor of a public service vehicle shall cause the vehicle to stop when so required by any member of the Royal Ulster Constabulary, and shall permit him to enter the vehicle for the purpose of inspecting the same and ascertaining the number of persons therein.

Smoking

51.—(1) A person shall not smoke or use any uncovered artificial light near an uncovered tank or receptacle containing liquid fuel, or any vaporisable material on or attached to a public service vehicle.

(2) The driver or conductor of a public service vehicle, when acting as such, shall not smoke in or on the vehicle during a journey, or when it has passengers on board.

Conduct of Passengers

52.—(1) When a public service vehicle is standing, plying or carrying passengers for hire:—

(*a*) A person shall not:—

(i) enter or alight from the vehicle otherwise than by the doors or openings provided for that purpose;

(ii) when entering or attempting to enter the vehicle wilfully and unreasonably impede passengers seeking to enter the vehicle or to alight therefrom;

(iii) spit upon or from or wilfully damage, soil or defile the inside or outside of the vehicle; —

(iv) unreasonably interfere with the comfort of passengers, their luggage or other parcels carried in the vehicle.

(*b*) A person shall not:—

(i) wilfully remove or displace any number plate, disc, route or destination indicator, or any printed or other notice or advertisement in or on the vehicle;

(ii) enter or mount the vehicle, or hold or hang on by or to any part of the vehicle, except with the intention of becoming a passenger thereon;

(iii) enter, mount or leave, or attempt to enter, mount or leave the vehicle while it is in motion;

(iv) wilfully obstruct or interfere with any conductor, driver or other servant of the owner acting in the performance of his duty upon or in connection with the vehicle;

(v) interfere with any part of the vehicle or its equipment.

(2) When a public service vehicle is carrying passengers for hire, a person shall not thereon or therefrom:—

(*a*) to the annoyance of other persons use any noisy instrument or make or combine with any other person or persons to make any loud singing or outcry;

(*b*) throw any money to be scrambled for by persons on the road or footway, or distribute advertisements, pamphlets, notices or handbills, or throw out any bottle, liquid, litter, article or thing likely to annoy persons, or capable of injuring or endangering persons or property;

(*c*) attach any streamers, balloons, flags or other articles likely to cause obstruction in the roadway or to interfere with other traffic or to injure or damage any persons using the roadway.

(3) The conductor, or where there is no conductor, the driver of a public service vehicle shall not permit any breach of paragraphs (1) and (2).

(4) When a public service vehicle is standing, plying or carrying passengers for hire, a person shall not:—

(*a*) enter the vehicle if:—

(i) the condition of his dress or clothing is such that it may reasonably be expected to soil or injure the linings or cushions of the vehicle, or the clothing of other passengers;

(ii) his condition is such as to be likely to be offensive to passengers;

(iii) the vehicle, being operated on a non-stop or limited stop service in accordance with Regulation 47(*b*)(iv), is not scheduled to stop for the purpose of putting down passengers at a place to which the person desires to travel;

(*b*) remain in or upon the vehicle if, in any case (i), (ii) or (iii) last aforesaid, the conductor or driver shall have requested him to leave the vehicle and shall have tendered to him the amount of any fare previously paid.

53. When an omnibus is standing, plying or carrying passengers for hire:—

(*a*) Every passenger shall:—

(i) before leaving the vehicle, or immediately upon demand, declare the journey he has taken, or intends to take, and pay the conductor, or if there be no conductor, the driver, the fare for such journey and obtain the ticket (if any) supplied therefor, unless he is the holder of a ticket in respect of that journey;

(ii) if requested by the conductor, or if there be no conductor, the driver, leave the vehicle on completion of the journey for which he has paid;

(iii) show his ticket, if any, when required to do so, to the conductor or to any other authorised officer of the owner.

(*b*) A person shall not:—

(i) wilfully alter or deface his ticket;

(ii) bring any heavy or cumbersome luggage or other article in or upon the vehicle except with the consent of the conductor, or if there be no conductor, the driver, or place any such luggage or article elsewhere in or on the vehicle than as the conductor or driver may direct;

(iii) bring any dog or other animal in or upon the vehicle except with the consent of the conductor, or if there be no conductor, the driver; or if the conveyance of such dog or other animal might be offensive or an annoyance to any passenger, retain any dog or other animal taken into or upon the vehicle after being requested by the conductor, or if there be no conductor, the driver, to remove it; or place any dog or other animal elsewhere in or on the vehicle than as the conductor, or if there be no conductor, the driver, may direct;

(iv) speak to the driver of the vehicle unless it is necessary to do so in order to give directions as to the stopping or starting of the vehicle;

(v) except in the case of a vehicle let on hire for a specific sum, smoke or carry a lighted pipe, cigar or cigarette in or on any part of the vehicle in or on which a notice is exhibited that smoking is prohibited;

(vi) when in or on the vehicle beg, sell, offer for sale or distribute any article.

54. Every passenger who shall, while travelling in a public service vehicle, infringe any of these Regulations shall leave the vehicle if requested by the conductor, or if there be no conductor, by the driver, and if he refuses to do so may be removed by any member of the Royal Ulster Constabulary or by the licensee or owner or the conductor or driver of the vehicle, or by any authorised employee of the licensee or owner.

Carrying of Offensive etc. Material

55. The owner, conductor, or where there is no conductor, the driver, of a public service vehicle standing, plying or carrying passengers for hire, shall not suffer or permit any article, material or substance which may be offensive or dangerous to any passenger or which may be inflammable to be carried on the vehicle, nor shall any person enter or travel in or on the vehicle with loaded firearms or with any article, material or substance as aforesaid:

Provided that this Article:—

(*a*) shall not apply to a public service vehicle hired for the conveyance of not more than one passenger;

(*b*) in so far as it relates to the carrying of firearms shall not apply to any member of the Royal Ulster Constabulary or Ulster Special Constabulary entering or travelling on a public service vehicle in the course of his duty.

Lost Property

56.—(1) Immediately after the termination of any journey the conductor of a public service vehicle, or if there be no conductor, the driver shall carefully search the vehicle for any property which may have been accidentally left therein, and shall within twenty-four hours deposit such property, if not sooner claimed by the owner, in the state in which it was found, at any Royal Ulster Constabulary station, and truly state particulars of such finding.

(2) Any passenger who finds property accidentally left in a public service vehicle shall immediately hand the same to the conductor, or if there be no conductor, to the driver who shall within the period before stated, if it is not sooner claimed by the owner, deposit the property in the state in which

it was found at any Royal Ulster Constabulary station, and truly state the particulars of such finding:

Provided that this Article shall not apply to a public service vehicle which is owned or operated by the Ulster Transport Authority or by the Belfast Corporation.

57.—(1) If any property (not being perishable) is found in a public service vehicle to which the preceding Regulation applies and is brought to any Royal Ulster Constabulary station by the driver or conductor thereof, under the provisions of these Regulations, the Police shall forthwith notify the Ministry of Home Affairs who may advertise for any person claiming to be the owner of such property, and if any such property be not, within three months of the date when it was handed over by the driver or conductor to the Police, proved to the satisfaction of the Ministry to belong to a claimant, that Ministry may at any time thereafter sell such property, and in respect of any article which realises a sum in excess of 2s. shall award to the driver or conductor (up to an amount not exceeding £2) one twelfth of the proceeds of such sale. For the purpose of computing the amount so due to the driver or conductor any fraction of a penny shall be reckoned as a penny:

Provided that the Ministry may, if it thinks fit, at any time after the expiration of the said period of three months, deliver the property to the driver or conductor instead of awarding to him a sum of money.

(2) If the property (not being perishable) which shall have been so brought to a Royal Ulster Constabulary station be claimed before the expiration of the said period of three months, and the claimant proves to the satisfaction of the Ministry of Home Affairs that he is entitled thereto, the same shall be delivered to him on payment by him of all expenses incurred, and of a reward to the driver or conductor. The amount of such reward shall be determined by that Ministry with reference to the value of the property in accordance with the foregoing paragraph.

58. If the property which shall have been so brought to a Royal Ulster Constabulary station appears to the Ministry of Home Affairs to be of a perishable nature, and, if it be not claimed and proved to the satisfaction of the Ministry to belong to the claimant within twenty-four hours of the time when it was found, the property may be destroyed or otherwise disposed of as the Ministry sees fit and if such property is sold the Ministry shall reward the driver or conductor in the manner provided in the foregoing Regulation:

Provided that any property which is or becomes objectionable may be destroyed or disposed of at any time in the discretion of that Ministry.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 30th day of July, one thousand nine hundred and sixty-five.

(L.S.) *J. W. E. Cathcart,*
Assistant Secretary.

The provisions contained in the foregoing Regulations numbered 10, 23 and 34 are hereby approved by the Ministry of Finance for Northern Ireland this 5th day of August, one thousand nine hundred and sixty-five.

(L.S.) *R. R. Butler,*
Assistant Secretary.

FIRST SCHEDULE

FORM NO. 1

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Certificate of Exemption

To: .....

.....

The Ministry of Home Affairs certifies that the mechanically-propelled vehicle of which you are the owner, and which bears the Registration Mark..... is not a public service vehicle within the meaning of Section 10 of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926, as amended by Section 43 of the Motor Vehicles and Road Traffic Act (Northern Ireland) 1934.

This certificate shall remain in force until such time as it is suspended or revoked by the Ministry.

Signature .....
Licensing Officer, Ministry of Home Affairs.

Dated .....

FORM NO. 2

MOTOR HACKNEY CARRIAGE

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for a Licence for a Motor Hackney Carriage

Particulars to be given by Applicant

1. Full Name (Owner of Vehicle) .....
   (IN BLOCK LETTERS)
2. Full Business Address of Applicant .....
   .....
3. Police Sub-District in which Applicant resides .....
4. Description of Vehicle:—
   (*a*) Type of Vehicle and Seating Capacity .....
   (*b*) Make of Vehicle .....
   (*c*) Chassis No. .....
5. Registration Mark of Vehicle .....
6. Place where Vehicle is ordinarily kept .....
7. Has Applicant previously held a Licence for a Public Service Vehicle? .....
8. Has Applicant ever had a Licence for a Public Service Vehicle revoked or suspended? If so, give particulars .....
9. Has Applicant ever been convicted of any offence in connection with a Public Service Vehicle? If so, give particulars .....

10. (*a*) Has the Vehicle been licensed previously as a Public Service Vehicle? .....
(*b*) If so, the Plate and Licence Number or the name of the previous licensee should be stated .....

NOTE:—When the application is approved, and prior to the grant of the licence the Applicant will be required to produce satisfactory evidence of Insurance against any lawful claims which may be made in respect of damage to persons or property caused by the use of the public service vehicle for which the licence is sought, or satisfy the Ministry through the Licensing Officer that he is in a position to meet such claims. Please see particulars overleaf in respect of Insurance Policy.

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

Dated ..... 19.... Signature .....

This Form, when completed, should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

Any applicant for a licence who knowingly makes a false or misleading declaration or furnishes false or misleading particulars is liable to a fine not exceeding Fifty Pounds or to imprisonment for a term not exceeding six months.

Query 1

Where the application for a licence is made by any person on behalf of an owner of a public service vehicle, the application must be accompanied by the written authority of the owner to that effect, and if the owner is a firm or corporate body the application made on its behalf should state the official position of the person making the application.

Where an application is made for the licensing of a public service vehicle 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 public service vehicle, and to appear at any Court as required by such summons or other document and 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.

Query 2

The full postal address should be given.

Queries 8 and 9

The date of conviction, the name of the convicting Court, the nature of the offence, and the penalty inflicted, including the period of suspension or disqualification (if any) should be stated.

Insurance Policy

Third Party and Passenger Risks, Injury to Persons. The sum assured to cover claims under these heads should be unlimited.

Damage to Property. The sum assured to cover claims under this head should not be less than £10,000.

FORM NO. 3

OMNIBUS

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for a Licence for an Omnibus

Particulars to be given by Applicant

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

2. Business Address of Applicant (in full) .....

3. Police Sub-District in which Applicant resides .....

4. Description of Vehicle:—
(*a*) Type of Vehicle and Seating Capacity .....
(*b*) Make ..... (*c*) Horse Power .....
(*d*) Unladen Weight ..... Tons ..... Cwts. ..... Qrs.
(*e*) Weight on each Axle, Front ..... Middle ..... Rear .....
(*f*) Chassis No. .....

5. Registration Mark of Vehicle .....

6. Place where Vehicle is ordinarily kept .....

7. Has Applicant previously held a Licence for a Public Service Vehicle? .....

8. Has Applicant ever had a Licence for a Public Service Vehicle revoked or suspended? If so, give particulars .....

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

10. (*a*) Has the Vehicle been licensed previously as a Public Service Vehicle? .....
(*b*) If the Vehicle has been licensed previously as a Public Service Vehicle, the Plate and Licence Number or the Name of the previous Licensee should be stated .....

NOTE—When the application is approved, and prior to the grant of the licence, the Applicant will be required to produce satisfactory evidence of Insurance against any lawful claims which may be made in respect of damage to persons or property caused by the use of the public service vehicle for which the Licence is sought, or satisfy the Ministry through the Licensing Officer that he is in a position to meet such claims. Please see particulars overleaf in respect of Insurance Policy.

I hereby apply for a Licence for the above-mentioned Public Service 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.

Dated ..... 19.... Signature .....

This form when completed should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

Any applicant for a licence who knowingly makes a false or misleading declaration or furnishes false or misleading particulars is liable to a fine not exceeding Fifty Pounds or to imprisonment for a term not exceeding six months.

Query 1

Where the application for a licence is made by any person on behalf of an owner of a public service vehicle, the application must be accompanied by the written authority of the owner to that effect, and if the owner is a firm or corporate body the application made on its behalf should state the official position of the person making the application.

Where an application is made for the licensing of a public service vehicle 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 public service vehicle, and to appear at any Court as required by such summons or other document and 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.

Query 2

The full postal address should be given.

Queries 8 and 9

The date of conviction, the name of the convicting Court, the nature of the offence, and the penalty inflicted, including the period of suspension or disqualification (if any) should be stated.

Insurance Policy

Third Party and Passenger Risks, Injury to Persons. The sum assured to cover claims under these heads should be unlimited.

Damage to Property. The sum assured to cover claims under this head should not be less than £10,000.

FORM No. 4

NEW PUBLIC SERVICE VEHICLE

(Motor Hackney Carriage)

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for a Licence for a New Public Service Vehicle

(Motor Hackney Carriage)

("New Public Service Vehicle" means a Motor Vehicle for which a Public Service Vehicle Licence is applied for within ONE MONTH *of being registered for the first time, but does not include a vehicle which before being registered has been used for demonstration purposes for a longer period than one month).*

Particulars to be given by Applicant

1. Full Name of Applicant (Owner of Vehicle) .....
   (in block letters)
2. Business Address of Applicant (in full) .....
   .....
3. Description of Vehicle:
   (*a*) Type of Vehicle and Seating Capacity .....
   (*b*) Make of Vehicle .....
   (*c*) Cubic Capacity .....
   (*d*) Chassis No. .....
4. Registration Mark of Vehicle .....
5. Place where vehicle is ordinarily kept .....
6. Has Applicant previously held a Licence for a Public Service Vehicle? .....
7. Has Applicant ever had a Licence for a Public Service Vehicle revoked or suspended? If so, give particulars .....
8. Has Applicant ever been convicted of any offence in connection with a Public Service Vehicle? If so, give particulars .....
9. Date of registration .....

NOTE:—When the application is approved, and prior to the grant of the licence, the applicant will be required to produce satisfactory evidence of Insurance against any lawful claims which may be made in respect of damage to persons or property caused by the use of the public service vehicle for which the licence is sought, or satisfy the Ministry through the Licensing Officer that he is in a position to meet such claims. *Please see particulars overleaf in respect of Insurance Policy.*

I hereby apply for a Licence for the above-mentioned Public Service 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 .....

Dated .....19....

This form when completed should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

Any applicant for a licence who knowingly makes a false or misleading declaration or furnishes false or misleading particulars is liable to a fine not exceeding Fifty Pounds or to imprisonment for a term not exceeding six months.

Query 1

Where the application for a licence is made by any person on behalf of an owner of a public service vehicle, the application must be accompanied by the written authority of the owner to that effect, and if the owner is a firm or corporate body the application made on its behalf should state the official position of the person making the application.

Where an application is made for the licensing of a public service vehicle 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 public service vehicle, and to appear at any Court as required by such summons or other document and 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.

Query 2

The full postal address should be given.

Queries 7 and 8

The date of conviction, the name of the convicting Court, the nature of the offence, and the penalty inflicted, including the period of suspension or disqualification (if any) should be stated.

Insurance Policy

Third Party and Passenger Risks, Injury to Persons. The sum assured to cover claims under these heads should be unlimited.

Damage to Property. The sum assured to cover claims under this head should not be less than £10,000.

FORM NO. 5

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Notice of Refusal to license a Public Service Vehicle

PLEASE TAKE NOTE that your application for a licence for the Motor Hackney Carriage/Omnibus 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 should be made by completing the claim below. This refusal notice and the cancelled application form should then be forwarded to the Secretary, Ministry of Finance (Stamps Branch), Chichester Street, Belfast, 1. (POSTAGE SHOULD BE PAID).

To .....

of .....

.....

Licensing Officer, Ministry of Home Affairs.

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

To the SECRETARY,
Ministry of Finance (Stamps Branch),
Chichester Street,
Belfast, 1.

Date.....

I HEREBY APPLY for a refund of £..... in respect of the fee paid by me for the enclosed application form.

Signature.....

Date.....

FORM NO. 6(*a*)

Hackney Carriage

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

.....

.....

.....

is hereby licensed to use the Motor Hackney Carriage described below for standing, plying or carrying passengers for hire.

Hackney Carriage Licence No..... Date.....

Description of Vehicle

Make of Vehicle..... Chassis No.....

Registration Number..... Seating Capacity.....

This Licence is granted subject to the provisions of the above-mentioned Acts and of any Regulations from time to time made 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.

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 Ministry.

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

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

FORM NO. 6(*b*)

Hackney Carriage

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

.....

.....

.....

is hereby licensed to use the Motor Hackney Carriage described below for carrying passengers for hire, but not for plying or standing for hire on any road or public place.

Hackney Carriage Licence No..... Date.....

Description of Vehicle

Make of Vehicle..... Chassis No.....

Registration Number..... Seating Capacity.....

This Licence is granted subject to the provisions of the above-mentioned Acts and of any Regulations from time to time made thereunder and to the additional conditions set out overleaf, 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.

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 Ministry.

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

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

FORM NO. 7

Omnibus

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

.....

.....

.....

Is hereby licensed to use the Omnibus described below for the purpose of plying for hire.

Omnibus Licence No..... Dated.....

Description of Vehicle

Make of Vehicle..... Chassis No.....

Registration No..... Seating Capacity.....

This licence is granted subject to the provisions of the above-mentioned Acts, and of any Regulations from time to time made 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.

Change of Address

The Licensee shall here insert every change in his permanent address, and shall at the same time notify such changes to the Ministry.

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

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

FORM NO. 8

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for Licence as Driver of a Public Service Vehicle

Particulars to be given by Applicant in his own Handwriting

1. Full Name of Applicant (in block letters) .. ..
2. Full Postal Address .. ..
   .....
3. Police Sub-district in which applicant resides .. ..
4. Age and Date of Birth .. ..
5. Type or types of Vehicles which the applicant desires to be licensed to drive .. ..
6. Has applicant previously held a Licence as Driver of a Public Service Vehicle? If so, give particulars, including number of last licence .. ..
7. Has applicant ever had a Licence as Driver of a Public Service Vehicle revoked or suspended? If so, give particulars .. ..
8. Has applicant ever been convicted of any offence in connection with a Public Service Vehicle? If so, give particulars .....
9. If at present employed as Driver of a Public Service Vehicle, give name and address of owner of vehicle .. ..
10. Has there, since your last application (if any) for a licence, been any change in your physical condition such as to interfere with the efficient discharge of your duties as a driver or to cause the driving by you of a public service vehicle to be a source of danger to the public? If so, give brief particulars .. ..

I hereby apply for a licence as Driver of *an Omnibus / a Motor Hackney Carriage

*Strike out words not applicable.

and declare that I am not under *Twenty-one years (Omnibus) / Nineteen years (Hackney Carriage) of age, and that the particulars furnished with respect to this application are true to the best of my knowledge and belief.

Signature.....

Dated.....19....

This form when completed should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

Any applicant for a licence who knowingly makes a false or misleading declaration or furnishes false or misleading particulars is liable to a fine not exceeding Fifty Pounds or to imprisonment for a term not exceeding six months.

Query 6.

State date of issue of licence, as well as the number of the licence.

Queries 7 and 8.

The date of conviction, the name of the convicting Court, the nature of the offence and the penalty inflicted, including the period of suspension or disqualification (if any) should be stated.

FORM NO. 9

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for Licence as Conductor of a Public Service Vehicle

Particulars to be given by Applicant in his own Handwriting

1. Full name of Applicant (IN BLOCK LETTERS) - - .....
2. Full Postal Address - - - .....
3. Police Sub-District in which applicant resides - - - .....
4. Age and Date of Birth - - .....
5. Has applicant previously held a Licence as Conductor of a Public Service Vehicle? If so, give particulars, including number - .....
6. Has applicant ever had a Licence as Conductor of a Public Service Vehicle revoked or suspended? If so, give particulars - - - .....
7. Has applicant ever been convicted of any offence in connection with a Public Service Vehicle? If so, give particulars - - - - .....

I hereby apply for a Licence as Conductor of a Public Service Vehicle, and declare that I am not under eighteen years of age, and that the particulars furnished with respect to this application are true to the best of my knowledge and belief.

Dated.....19.... Signature.....

This form, when completed, should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

Any applicant for a licence who knowingly makes a false or misleading declaration or furnishes false or misleading particulars is liable to a fine not exceeding Fifty Pounds or to imprisonment for a term not exceeding six months.

Query 5.

State date of issue of licence, as well as the number of the licence.

Queries 6 and 7.

The date of conviction, the name of the convicting Court, the nature of the offence, and the penalty inflicted, including the period of suspension or disqualification (if any), should be stated.

FORM NO. 10

Driver

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

.....
.....
.....

Is hereby licensed to act as Driver of Public Service Vehicles of the types described below.

Licence No..... Dated.....
Types of Vehicles licensed to drive.....
.....
.....

This licence is granted subject to the provisions of the above-mentioned Acts and of any Regulations from time to time made 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.

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 Ministry.

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

FORM NO. 11

Conductor

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

.....
.....
.....

Is hereby licensed to act as Conductor of a Public Service Vehicle.

Licence No..... Dated.....

This Licence is granted subject to the provisions of the above-mentioned Acts, and of any Regulations from time to time made thereunder, and shall remain in force for a 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.

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 Ministry.

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

FORM NO. 12

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Notice of Refusal to grant a Licence to act as Driver or Conductor of a Public Service Vehicle

Please take notice that your application for a licence to act as a *Driver/Conductor of a Public Service Vehicle cannot be granted for the following reasons:—

.....

.....

.....

.....

.....

.....

.....

Your application form is returned herewith cancelled. Application for a refund of the licensing fee should be made by completing the claim below. This refusal notice and the cancelled application form should then be forwarded to the Secretary, Ministry of Finance (Stamps Branch), Chichester Street, Belfast, 1. (Postage should be paid).

To .....

of .....

.....

.....

Licensing Officer.

Dated day of 19

*Strike out word not applicable.

To the SECRETARY,
Ministry of Finance (Stamps Branch),
Chichester Street,
Belfast, 1.

Date.....

I HEREBY APPLY for a refund of.....shillings in respect of the fee paid by me for the enclosed application form.

Signature.....

Address.....

FORM NO. 13

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for $\frac{\text{*Duplicate Licence}}{\text{Duplicate Plate}}$ for a Public Service Vehicle

Particulars to be given by Applicant

1. Registration Mark of Vehicle .....
2. Number of $\frac{\text{*Licence}}{\text{Plate}}$ of which a duplicate is required .....
3. Whether $\frac{\text{*Licence}}{\text{Plate}}$ was for a motor hackney carriage or omnibus .....
4. Address of Applicant .....
   .....
   .....
5. Police Sub-District in which Applicant resides .....

I hereby declare that the $\frac{\text{*Licence}}{\text{Plate}}$ of which particulars are given above has been lost*/or accidentally defaced/or accidentally destroyed, and, having paid the prescribed fee of 5/-, I request that a duplicate may be granted to me. I undertake to return the original if it should subsequently be found.

The circumstances of the loss*/defacement/destruction were as follows:—

Signature of Applicant ..... Date .....19....

The form when completed should be forwarded to the Licensing Officer, Ministry of Home Affairs, Vehicle Licensing Branch, 7-11 Linenhall Street, Belfast, 2.

*Strike out words not applicable.

FORM NO. 14

THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1964

Form of Application for a Duplicate Licence for a *Driver or Conductor

Particulars to be given by Applicant

1. Number of Licence of which a duplicate is required .. ..
2. Whether Licence was for a driver or a conductor .. ..
3. Address of Applicant .. ..
4. Police sub-district in which Applicant resides .. ..

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

The circumstances of the loss*/defacement/or destruction were as follows:—

Signature of Applicant.....

Date.....

*Strike out words not applicable.

SECOND SCHEDULE

The Public Service Vehicles Regulations (Northern Ireland) 1951 (No. 54).				
"	"	"	"	(Amendment) Regulations (Northern Ireland) 1954 (No. 49).
"	"	"	"	(Amendment) Regulations (Northern Ireland) 1955 (No. 111).
"	"	"	"	(Licensing Fees) Regulations (Northern Ireland) 1956 (No. 34).
"	"	"	"	(Amendment) Regulations (Northern Ireland) 1960 (No. 1).
"	"	"	"	(Amendment) Regulations (Northern Ireland) 1961 (No. 88).
"	"	"	"	(Amendment) Regulations (Northern Ireland) 1962 (No. 178).

EXPLANATORY NOTE

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

These Regulations consolidate the Regulations specified in the Second Schedule, with some amendments. The principal changes are as follows:—

1. The fees for the licensing of public service vehicles, drivers and conductors are increased. (Regulations 10 and 23)

2. Provision is made for the eventual replacement of metal P.S.V. licence plates by windscreen discs. (Regulation 12(1))

3. Private hire hackney carriages may be allowed to display emblems, but may be subject to more rigorous conditions as to their methods of operation. (Regulation 14(3) and (7))

4. Where a hackney carriage has been hired by a public authority to convey children, five children may be accommodated in the rear in lieu of four adults. (Regulation 19(6))

5. No fee will be charged for a conductor's licence issued to the driver of a one-man bus. (Regulation 23)

6. New provision is made with regard to the construction and fitting of taximeters and fire extinguishers to bring the law into line with modern standards and practice. (Regulations 28 to 31 and 38)

1965. No. 162

As this Order has been classified as local it is not printed at length in this volume. A summary is given in the List of Statutory Rules and Orders of a Local Character under the heading GAS.