STATUTORY INSTRUMENTS

1981 No. 264

ROAD TRAFFIC

The Public Service Vehicles (Road Service Licences and Express Services) (Amendment) Regulations 1981

Made - - - -	23*rd February* 1981
Laid before Parliament	10*th March* 1981
Coming into Operation	1*st April* 1981

The Minister of Transport, in exercise of the powers conferred by section 159(1) and 160(1) of the Road Traffic Act 1960(**a**) and section 31(3) of the Transport Act 1980(**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 the said Act of 1960(**d**), hereby makes the following Regulations:—

1. These Regulations shall come into operation on 1st April 1981 and may be cited as the Public Service Vehicles (Road Service Licences and Express Services) (Amendment) Regulations 1981.

2. The Public Service Vehicles (Road Service Licences and Express Services) Regulations 1980(**e**) are amended in accordance with the following provisions of these Regulations.

3. In Regulation 15 (Fees)—

(*a*) in paragraph (1) for "£9" substitute "£12";

(*b*) in paragraph (3) for "£4·50" substitute "£6"; and

(*c*) in paragraph (4) for "£4·50" substitute "£6".

4. After Regulation 17 insert the following new Regulation:—

"*Termination of licences held by companies*

17A. In a case where a licence is held by a company the events relating to the holder on the occurrence of which the licence is to terminate are as follows:—

(*a*) the making of a winding-up order;

(*b*) the passing of a resolution for voluntary winding-up;

(**a**) 1960 c. 16; section 159(1) of which Act has been amended by section 38 of the Transport Act 1980 (c. 34), and section 160(1) of which Act has been amended by section 43 of, and paragraph 11 of Part I of Schedule 5 to, the Transport Act 1980.

(**b**) 1980 c.34.

(**c**) As regards 1960 c. 16 by virtue of S.I. 1970/1681 and 1979/571.

(**d**) 1960 c. 16; section 260(2) of which Act has been amended by section 43 of, and paragraph 15 of Part I of Schedule 5 to, the Transport Act 1980.

(**e**) S.I. 1980/1354.

(*c*) the appointment of a receiver or manager of the body's undertaking; and

(*d*) the taking of possession, by or on behalf of the holders of any debenture secured by a floating charge, of any property of the body comprised in or subject to the charge.".

Norman Fowler,
Minister of Transport.

23rd February 1981.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

1. Section 31(2) of the Transport Act 1980 provides that certain licences held by an individual terminate in the circumstances there specified. Subsection (3) of that section provides that in relation to such licences held by an individual or a company regulations may specify other events relating to the licence-holder on the occurrence of which the licence is to terminate.

2. These Regulations amend the Public Service Vehicles (Road Service Licences and Express Services) Regulations 1980 by providing that in a case where a licence is held by a company the licence shall terminate on the occurrence of the events specified in a new Regulation numbered 17A.

3. These amending Regulations also increase the fee for a road service licence as follows:—

(*a*) where the traffic commissioners grant a licence in pursuance of section 8 of the Transport Act 1980 (which deals with the grant of a licence for a route not otherwise served), the fee for each year or part of a year is increased from £4·50 to £6;

(*b*) where the traffic commissioners determine for special reasons, in accordance with section 11(2) of that Act, that a licence shall continue in force for a period not exceeding six months, the fee is increased from £4·50 to £6; and

(*c*) in other cases the fee for each year or part of a year is increased from £9 to £12.

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