4. ROAD HAULAGE UNDERTAKINGS

(1) *Notices of Acquisition, etc.* | (2) *Payment of Compensation,* p. 3139.

(1) NOTICES OF ACQUISITION, ETC.

The Road Haulage Undertakings (Notices of Acquisition, etc.) Regulations, 1948

1948 No. 1285

Made - - - -	15*th June*, 1948
Laid before Parliament	16*th June*, 1948
Coming into Operation	1*st July*, 1948

The Minister of Transport in exercise of the powers conferred upon him by Sections 61 and 119 of the Transport Act, 1947, and of all other powers him enabling hereby makes the following Regulations:—

10 & 11 Geo. 6. c. 49.

1.—(1) These Regulations shall come into operation on the 1st day of July, 1948, and may be cited as " The Road Haulage Undertakings (Notices of Acquisition, etc.) Regulations, 1948 ".

(2) In these Regulations unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

" the Act " means the Transport Act, 1947;

" the Arbitration Tribunal " means the tribunal established under Part VIII of the Act;

" the Commission " means the British Transport Commission;

" the Executive " means the Road Transport Executive.

52 & 53 Vict. c. 63.

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

2.—(1) Every notice of acquisition which the Commission are required or authorised to give or serve with respect to an undertaking under Part III of the Act shall be issued by the Executive in such one of the forms set out in Part I of the First Schedule to these Regulations as is applicable to the case and shall be served on the person carrying on the undertaking to which the notice relates by sending the notice in a prepaid registered letter addressed to him at his usual place of business or if the person carrying on the undertaking is an incorporated company or body, by sending the notice in a prepaid registered letter addressed to the Secretary or Clerk of the company or body at their usual place of business or registered office.

(2) Every such notice shall be served within such of the following periods of time as is applicable to the case:—

(*a*) in the event of a breach of any of the conditions specified in an agreement made under the proviso to subsection (1) of Section 39 of the Act (which provides for the making of agreements between the Commission and the persons carrying on undertakings, that

notices of acquisition shall not be given, or if given, shall be withdrawn), within the period of two months after the date on which such breach first became known to the Executive;

(*b*) in the event of a notice being duly served under subsection (4) of Section 40 of the Act (which provides for requiring the Commission to serve notices of acquisition in cases where they ought to have but have not done so) requiring the Executive to serve a notice of acquisition with respect to an undertaking, within the period of three months after the service of the first mentioned notice or 14 days after any determination of the Arbitration Tribunal that a notice of acquisition with respect to the undertaking shall be served;

(*c*) in the event of a notice being duly served under subsection (1) of Section 54 of the Act (which provides for requiring the Commission to serve notices of acquisition in cases where their refusal, imposition of conditions on, or revocation of permits causes a substantial interference with the activities of undertakings with A or B licences existing at the 28th November, 1946) requiring the Executive to serve a notice of acquisition with respect to an undertaking, within the period of three months after the service of the first mentioned notice or 14 days after any determination of the Arbitration Tribunal that the conditions specified in the said subsection (1) are satisfied;

(*d*) in any other case, within the period commencing on the 1st October, 1948 and ending immediately before the 1st January, 1950.

(3) Every such notice shall specify a date, not being earlier than ten weeks after the service of the notice, on which, subject to the provisions of Section 44 of the Act, the transfer to be effected in pursuance of the notice is to take effect.

(4) Every withdrawal of a notice of acquisition given with respect to an undertaking in pursuance of such agreement as is referred to in sub-paragraph (*a*) of the last preceding paragraph of this Regulation or in compliance with such a notice as is referred to in sub-paragraph (*a*) of paragraph (2) of the next succeeding Regulation, shall be in such one of the forms set out in Part II of the First Schedule to these Regulations as is applicable to the case.

(5) Every notice of acquisition given with respect to an undertaking and every withdrawal of such a notice shall embody such particulars as are required by the form applicable to the case and shall be signed on behalf of the Executive.

3.—(1) Every notice which under Part III of the Act is authorised to be given to or served on the Commission shall be in such one of the forms set out in Part I or Part II of the Second Schedule to these Regulations as is applicable to the case and shall be given to or served on the Executive by sending the notice in a prepaid registered letter addressed to them at their Headquarters in London.

(2) Every such notice shall be given within such of the following periods of time as is applicable to the case:—

(*a*) where under subsection (2) of Section 40 of the Act, the notice requires the withdrawal of a notice of acquisition given with respect to an undertaking on the ground that the undertaking is not one with respect to which such a notice of acquisition was required or authorised to be given, within the period of one month after the date of the service of the notice of acquisition;

(*b*) where the notice is such a notice as is referred to in sub-paragraph (*b*) of paragraph (2) of the preceding Regulation, within the period of one month after the 31st December, 1949;

(*c*) where under the proviso to subsection (1) of Section 45 of the Act, the notice expresses the desire of the person carrying on an undertaking that the provisions of the said Section 45 (which relate to the general effect of a notice of acquisition) shall not operate in relation to any property or contract specified in the notice, within the period of eight weeks after the date of the service of the notice of acquisition to which it relates;

(*d*) where the notice is such a notice as is referred to in sub-paragraph (*c*) of paragraph (2) of the preceding Regulation, within the period of three months after the date on which under the provisions of subsection (1) of Section 54 of the Act the right to serve such a notice accrued.

(3) Any exercise of the power conferred upon the person carrying on an undertaking by paragraph (*a*) of subsection (1) of Section 42 of the Act (which provides for requiring the Commission to serve notices of acquisition with respect to undertakings which have been under the control of the Minister, whether or not certain conditions which would otherwise be requisite are satisfied) shall be by notice served under subsection (4) of Section 40 of the Act in the form set out in Part II of the Second Schedule to these Regulations.

(4) Every withdrawal of such a notice as is referred to in sub-paragraphs (*a*) or (*b*) of paragraph (2) of this Regulation shall be in the form set out in Part III of the Second Schedule to these Regulations.

(5) Every such notice and every withdrawal of such a notice shall be signed by the person carrying on the undertaking or by a person duly authorised by him in that behalf.

Given under the Official Seal of the Minister of Transport this fifteenth day of June, 1948.

(L.S.) *Alfred Barnes,*
The Minister of Transport.

FIRST SCHEDULE

PART I

Form A.R.1.

British Transport Commission

Notice of Acquisition given with respect to an undertaking otherwise than in the case of a breach of an agreement made under the proviso to Section 39 (1) of the Transport Act, 1947, or in compliance with a notice served under Sections 40 (4) or 54 (1) of that Act.

To (Name and address of person carrying on the undertaking).

WHEREAS the undertaking carried on by you consists wholly or partly of the operation of vehicles authorised to be used under A licences or B licences or which would require to be so authorised but for the issue of defence permits under the Defence Regulations;

AND WHEREAS the Road Transport Executive (hereinafter referred to as " the Executive ") are of the opinion that the said undertaking or a part thereof was carried on during the whole or a part of the year 1946 and that its activities in that year (a)[after the termination of the Road Haulage Organisation Control Agreement by virtue of which the whole or any part of the said undertaking was under the control of the Minister

(a) Delete if not applicable.

of Transport or the Minister of War Transport] so far as they consisted of the carriage of goods in goods vehicles in respect of which such licences or permits were in force, consisted to a predominant extent of ordinary long distance carriage for hire or reward;

NOW THEREFORE the Executive in exercise of their powers under Section 39 of the Transport Act, 1947, and of all other powers them enabling give you this Notice of Acquisition with respect to the said undertaking and specify the day of , 19 , as the date on which the transfer to be effected in pursuance of this Notice is to take effect.

If you desire the substitution of another date for the above-mentioned day on which the transfer is to take effect, you should apply to the Executive without delay and your application will be considered.

If you desire to contend that the said undertaking is not one with respect to which the Executive are required or entitled to give a notice of acquisition under Section 39 of the said Act you may under subsection (2) of Section 40 of the said Act by notice served on the Executive in conformity with the Road Haulage Undertakings (Notices of Acquisition, etc.) Regulations, 1948, within the period of one month after the date of service of this Notice, require the Executive to withdraw this Notice of Acquisition.

Signed on behalf of the Road Transport Executive this day of , 19 .

Form A.R.2.

British Transport Commission

Notice of Acquisition given with respect to an undertaking in cases in which there has been a breach of an agreement made under the proviso to Section 39 (1) of the Transport Act, 1947.

To (Name and address of person carrying on the undertaking).

WHEREAS the undertaking carried on by you, consists wholly or partly of the operation of vehicles authorised to be used under A licences or B licences or which would require to be so authorised but for the issue of defence permits under the Defence Reguulations.

AND WHEREAS the Road Transport Executive (hereinafter referred to as " the Executive ") are of the opinion that the said undertaking or a part thereof was carried on during the whole or a part of the year 1946 and that its activities in that year (a)[after the termination of the Road Haulage Organisation Control Agreement by virtue of which the whole or any part of the said undertaking was under the control of the Minister of Transport or the Minister of War Transport] so far as they consisted of the carriage of goods in goods vehicles in respect of which such licences or permits were in force, consisted to a predominant extent of ordinary long distance carriage for hire or reward;

(a) Delete if not applicable.

AND WHEREAS in pursuance of the proviso to subsection (1) of Section 39 of the said Act an Agreement dated , 19 , was entered into between you and the Executive whereby it was agreed subject to the conditions specified therein (b)[that a notice of acquisition should not be given] (b)[that there should be a withdrawal of the Notice of Acquisition given, dated , 19 , (which said notice was duly withdrawn on)] with respect to the said undertaking;

(b) Strike out the words which do not apply.

AND WHEREAS in breach of the conditions so specified(c) .....
.....

(c) Set out particulars of breach.

NOW THEREFORE the Executive in exercise of their powers under Section 39 of the Transport Act, 1947, and of all other powers them enabling give you this Notice of Acquisition with respect to the said

undertaking and specify the day of , 19 , as the date on which the transfer to be effected in pursuance of this Notice is to take effect.

If you desire the substitution of another date for the above-mentioned day on which the transfer is to take effect, you should apply to the Executive without delay and your application will be considered.

Signed on behalf of the Road Transport Executive this day of , 19 .

Form A.R.3.

British Transport Commission

Notice of Acquisition given with respect to an undertaking in compliance with a notice served under Section 40 (4) of the Transport Act, 1947.

To (Name and address of person carrying on the undertaking).

WHEREAS by a notice dated , 19 , and served upon the Road Transport Executive (hereinafter referred to as " the Executive ") on the day of , 19 , under the provisions of subsection (4) of Section 40 of the Transport Act, 1947, the Executive were required by you to serve a notice of acquisition with respect to the undertaking carried on by you.

(a) Delete if not applicable.

(a)[AND WHEREAS by the said notice the Executive were further required by you under the provisions of paragraph (*a*) of subsection (1) of Section 42 of the said Act to serve such notice whether or not the conditions requisite under Sections 39 to 41 of the said Act so far as they relate to the facts of the year 1946 were satisfied in relation to the said undertaking.]

AND WHEREAS the Executive are satisfied that the said undertaking is one with respect to which they are required to serve a notice of acquisition.

NOW THEREFORE the Executive in exercise of their powers under Section 39 of the Transport Act, 1947, and of all other powers them enabling give you this Notice of Acquisition with respect to the said undertaking and specify the day of , 19 , as the date on which the transfer to be effected in pursuance of this Notice is to take effect.

If you desire the substitution of another date for the above-mentioned day on which the transfer is to take effect, you should apply to the Executive without delay and your application will be considered.

Signed on behalf of the Road Transport Executive this day of 19 .

Form A.R.4.

British Transport Commission

Notice of Acquisition given with respect to an undertaking in compliance with a notice served under Section 54 (1) of the Transport Act, 1947, which does not include an exercise of the power conferred by Section 54 (2).

To (Name and address of person carrying on the undertaking).

WHEREAS by a notice dated , 19 , and served upon the Road Transport Executive (hereinafter referred to as " the Executive ") on the day of , 19 , under the provisions of subsection (1) of Section 54 of the Transport Act, 1947, the Executive were required by you to serve a notice of acquisition with respect to the undertaking carried on by you.

AND WHEREAS the Executive are satisfied that the conditions specified in the said subsection (1) of Section 54 are fulfilled;

NOW THEREFORE the Executive in exercise of their powers under Section 54 of the said Act and of all other powers them enabling give you this Notice of Acquisition with respect to the said undertaking and specify the day of , 19 , as the date on which the transfer to be effected in pursuance of this Notice is to take effect.

If you desire the substitution of another date for the above-mentioned day on which the transfer is to take effect, you should apply to the Executive without delay and your application will be considered.

Signed on behalf of the Road Transport Executive this day of 19 .

Form A.R.5.

British Transport Commission

Notice of Acquisition given with respect to an undertaking in compliance with a notice served under Section 54 (1) of the Transport Act, 1947, which includes an exercise of the power conferred by Section 54 (2) of the Act.

To (Name and address of person carrying on the undertaking).

WHEREAS by a notice dated , 19 , and served upon the Road Transport Executive (hereinafter referred to as "the Executive") on the day of , 19 , under the provisions of subsection (1) of Section 54 of the Transport Act, 1947, the Executive were required by you to serve a notice of acquisition with respect to the undertaking carried on by you.

AND WHEREAS by the said notice the Executive were further required by you to limit in terms the notice of acquisition to such goods vehicles, hire purchase agreements and other property and contracts as are specified in the Schedule hereto;

AND WHEREAS the Executive are satisfied that the conditions specified in the said subsection (1) of Section 54 are satisfied;

NOW THEREFORE the Executive in exercise of their powers under Section 54 of the said Act and of all other powers them enabling hereby give you this Notice of Acquisition with respect to the said undertaking limited to the goods vehicles, hire purchase agreements and other property and contracts specified in the said Schedule and specify the day of , 19 , as the date on which the transfer to be effected in pursuance of this Notice is to take effect.

If you desire the substitution of another date for the above-mentioned day on which the transfer is to take effect, you should apply to the Executive without delay and your application will be considered.

SCHEDULE

1. Description of vehicles (including index marks and registration numbers).

2. Particulars of hire purchase agreements (including description of vehicles and their index marks and registration numbers to which the agreements relate).

3. Description of other property and contracts (including description of vehicles and their index marks and registration numbers to the operation of which the property and contracts directly relate).

Signed on behalf of the Road Transport Executive this day of , 19 .

PART II

Form A.R.6.

British Transport Commission

Withdrawal of a Notice of Acquisition given with respect of an undertaking, in compliance with an agreement made under the proviso to Section 39 (1) of the Transport Act, 1947.

To (Name and address of person carrying on the undertaking).

WHEREAS by an Agreement dated , 19 , entered into between you and the Road Transport Executive (hereinafter referred to as " the Executive ") in pursuance of the proviso to subsection (1) of Section 39 of the Transport Act, 1947, it was agreed that subject to the conditions (if any) specified therein, the Notice of Acquisition dated , 19 , given by the Executive with respect to the undertaking carried on by you, should be withdrawn.

NOW THEREFORE the Executive in exercise of their powers under Section 39 of the said Act and of all other powers them enabling hereby withdraw the said Notice of Acquisition.

Signed on behalf of the Road Transport Executive this day of , 19 .

Form A.R.7.

British Transport Commission

Withdrawal of a Notice of Acquisition given with respect of an undertaking, in compliance with a notice served under Section 40 (2) of the Transport Act, 1947.

To (Name and address of person carrying on the undertaking).

WHEREAS by a notice dated , 19 , and served upon the Road Transport Executive (hereinafter referred to as " the Executive ") on the day of , 19 , under the provisions of subsection (2) of Section 40 of the Transport Act, 1947, the Executive were required by you to withdraw the Notice of Acquisition dated , 19 , given by the Executive with respect to the undertaking carried on by you.

AND WHEREAS the Executive are satisfied that the said undertaking is not one with respect to which they were required or entitled to serve a notice of acquisition;

NOW THEREFORE in exercise of their powers under Section 40 of the said Act and of all other powers them enabling, hereby withdraw the said Notice of Acquisition.

Signed on behalf of the Road Transport Executive this day of , 19 .

SECOND SCHEDULE

PART I

Form A.R.8.

British Transport Commission

Notice under Section 40 (2) of the Transport Act, 1947, requiring withdrawal of a Notice of Acquisition given with respect to an undertaking.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of subsection (2) of Section 40 of the Transport Act, 1947, you are hereby required by me/us to withdraw the Notice of Acquisition dated , 19 , given by you with respect to the undertaking carried on by me/us on the ground that the undertaking is not one with respect to which you are required or entitled to give a notice of acquisition under Section 39 of the said Act.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking.....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf

.....

Address .....

.....

Form A.R.9.

British Transport Commission

Notice under Section 40 (4) of the Transport Act, 1947, requiring service of a notice of acquisition with respect to an undertaking where the person carrying on the undertaking is not entitled or does not desire to exercise the power conferred by Section 42 (1) (*a*) of the Act.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of subsection (4) of Section 40 of the Transport Act, 1947, you are hereby required by me/us to serve a notice of acquisition with respect to the undertaking carried on by me/us on the ground that the undertaking is one with respect to which you are required to give a notice of acquisition under Section 39 of the said Act for the reasons set out in Part II of the Schedule hereto.

In so far as the said undertaking consists of the operation of vehicles authorised to be used under carrier's licences or which would require to

be so authorised but for the issue of defence permits under the Defence Regulations, particulars thereof are given in Part I of the said Schedule.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking .....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf

.....

Address .....

.....

SCHEDULE

PART I

Description of Vehicles

(*a*)	(*b*)		(*c*)
Index Mark and Registration No.	Unladen Weight Tons	Cwts.	Licence or Defence Permit Number and Description ("A," "A Contract," "B" or "C").

PART II

Facts relating to the undertaking in 1946 upon which the applicant claims that the undertaking is one with respect to which the Executive are required to give a Notice of Acquisition under Section 39 of the Act.

Form A.R.10.

British Transport Commission

Notice under Section 45 (1) of the Transport Act, 1947, expressing a desire that the provisions of Section 45 (which provides for the general effect of a notice of acquisition) shall not operate in relation to certain property or contracts.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of the proviso to subsection (1) of Section 45 of the Transport Act, 1947, I/we hereby express the desire that the provisions of Section 45 of the said Act shall not operate in relation to the property or contracts specified in the Schedule hereto. The property or contracts so specified are property or contracts held or made partly for the purposes therein specified, being purposes (other than purposes of the operation of vehicles authorised to be used under A licences or

B licences or which would have been required to be so authorised but for the issue of defence permits under the Defence Regulations) of the undertaking carried on by me/us with respect to which the Notice of Acquisition dated , 19 , was given by you.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking .....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf .....

.....

Address .....

.....

SCHEDULE

Description of property or contracts	*Purposes for which made or held (other than operation of A or B licensed vehicles.)*

British Transport Commission

Form A.R.11.

Notice under Section 54 (1) of the Transport Act, 1947, requiring service of a notice of acquisition with respect to an undertaking where the person carrying on the undertaking does not exercise the power conferred by Section 54 (2) of the Act.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of subsection (1) of Section 54 of the Transport Act, 1947, you are hereby required by me/us to serve a notice of acquisition with respect to the undertaking carried on by me/us on the grounds that there will be a substantial interference with the carrying on by me/us of the activities specified in the First Schedule hereto to the extent specified therein by reason of your

*[refusal to grant my/our application dated , 19 , for an original permit]

*[imposition on the original permit No. dated , 19 , of the limitations or conditions specified in the Second Schedule hereto]

*[revocation of the original permit No. dated , 19]

*[revocation of the substituted permit No. dated , 19]

* Strike out the words which do not apply.

The activities so specified were activities which were before the 28th November, 1946, carried on by me/us or my/our predecessors in *[a part of] the said undertaking and have been so carried on up to the date of the said *[refusal] *[imposition of limitations or conditions] *[revocation].

* Strike out the words which do not apply.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking.....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf .....

.....

Address .....

.....

FIRST SCHEDULE

Description and nature of activities interfered with.	*Extent and nature of interference.*

SECOND SCHEDULE

Specification of limitations or conditions (if any) causing substantial interference

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Form A.R.12.

British Transport Commission

Notice under Section 54 (1) of the Transport Act, 1947, requiring service of a notice of acquisition with respect to an undertaking where the person carrying on the undertaking desires to exercise the power conferred by Section 54 (2) of the Act.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of subsection (1) of Section 54 of the Transport Act, 1947, you are hereby required by me/us to serve a notice of acquisition with respect to the undertaking carried on by me/us on the grounds that there will be a substantial interference with the carrying on by me/us of the activities specified in the First Schedule hereto to the extent specified therein, by reason of your

* Strike out the words which do not apply.

*[refusal to grant my/our application dated , 19 , for an original permit]

*[imposition on the original permit No. dated , 19 , of the limitation or conditions specified in the Second Schedule hereto]

*[revocation of the original permit No. dated , 19]

*[revocation of the substituted permit No. dated , 19]

The activities so specified were activities which were before the 28th November, 1946, carried on by me/us or my/our predecessors in *[a part of] the said undertaking and have been so carried on up to the date of the said *[refusal] *[imposition of limitations or conditions] *[revocation].

AND TAKE NOTICE that in pursuance of subsection (2) of Section 54 of the said Act you are hereby further required by me/us to limit in terms such notice of acquisition to

*[the goods vehicles, being vehicles authorised to be used under A licences or B licences or which would require to be so authorised but for the issue of defence permits under the Defence Regulations]

* Strike out the words which do not apply.

*[the hire purchase agreements, being agreements relating to goods vehicles authorised to be used under A licences or B licences or which would require to be so authorised but for the issue of defence permits under the Defence Regulations]

*[the property or contracts, being property and contracts directly relating to the operation of vehicles authorised to be used under A licences or B licences or which would require to be so authorised but for the issue of defence permits under the Defence Regulations]

specified in the Third Schedule hereto.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking .....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf .....

.....

Address .....

.....

FIRST SCHEDULE

Description and nature of activities interfered with	*Extent and nature of interference*

SECOND SCHEDULE

Specification of limitations or conditions (if any) causing substantial interference

THIRD SCHEDULE

1. Description of vehicles (including index marks and registration numbers) to which notice of acquisition is to be limited.

Particulars of licences or defence permits authorising the use of the vehicles.

2. Particulars of hire purchase agreements (including description of vehicles and their index marks and registration numbers to which the agreements relate) to which notice of acquisition is to be limited.

Particulars of licences or defence permits authorising the use of the vehicles.

3. Description of other property and contracts (including description of vehicles and their index marks and registration numbers to the operation of which the property and contracts directly relate) to which notice of acquisition is to be limited.

Particulars of licences or defence permits authorising the use of the vehicles.

PART II

Form A.R.13.

British Transport Commission

Notice under Section 40 (4) of the Transport Act, 1947, requiring service of a notice of acquisition with respect to an undertaking where the person carrying on the undertaking desires to exercise the power conferred by Section 42 (1) (*a*) of the Act.

To—The Road Transport Executive.

TAKE NOTICE that in pursuance of subsection (4) of Section 40 of the Transport Act, 1947, you are hereby required by me/us to serve a notice of acquisition with respect to the undertaking carried on by me/us on the ground that the undertaking is one with respect to which you are required to give a notice of acquisition under Section 39 of the said Act;

AND TAKE NOTICE that in pursuance of paragraph (*a*) of subsection (1) of Section 42 of the said Act you are hereby further required by me/us to serve such notice of acquisition whether or not the conditions requisite under Sections 39 to 41 of the said Act so far as they relate to the facts of the year 1946 are satisfied in relation to the said undertaking, on the ground that* [the whole] [a part] of the said undertaking was by virtue of a Road Haulage Organisation Control Agreement under the control of the Minister of Transport or the Minister of War Transport during* [the whole] [a part] of the said year.

* Strike out the words which do not apply.

In so far as the said undertaking consists of the operation of vehicles authorised to be used under carrier's licences or which would require to be so authorised but for the issue of defence permits under the Defence Regulations, particulars thereof are given in the Schedule hereto.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking .....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf .....

.....

Address .....

.....

SCHEDULE

Description of Vehicles

(*a*)	(*b*)	(*c*)
Index Mark and Registration No.	Unladen Weight Tons. Cwts.	Licence or Defence Permit Number and Description ("A," "A Contract," "B" or "C").

PART III

Form A.R.14.

British Transport Commission

Withdrawal of a Notice given by a person carrying on an undertaking, under Section 40 (2) or 40 (4) of the Transport Act, 1947.

To—The Road Transport Executive.

TAKE NOTICE that I/we hereby withdraw the Notice dated , 19 , served by me/us on the Road Transport Executive in pursuance of Section 40 of the Transport Act, 1947, requiring them to *[withdraw the Notice of Acquisition dated , 19 , given by them] *[serve a notice of acquisition] with respect to the undertaking carried on by me/us.

* Strike out the words which do not apply.

Dated this day of , 19 .

Signature of person carrying on the undertaking or duly authorised by him to sign .....

Name (in full) of person carrying on the undertaking .....

.....

Address .....

.....

Name (in full) of person (if any) authorised to act on his behalf .....

.....

Address .....

.....

EXPLANATORY NOTE

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

These Regulations prescribe the forms to be used for the giving of notices of acquisition with respect to undertakings engaged in the carriage of goods for hire or reward and of other notices under Part III of the Transport Act, 1947, the particulars to be embodied in such forms and the manner in which and the time within which the notices are required to be served. The functions of the British Transport Commission in relation to these matters were delegated to the Road Transport Executive by a Scheme made on 12th April, 1948, by the Commission, approved by the Minister of Transport and published in the London, Edinburgh and Belfast Gazettes on 23rd April, 1948.