The Road Vehicles (Registration and Licensing) (Amendment) Regulations, 1950

1950 No. 2063

Made - - - -	16*th December*, 1950
Laid before Parliament	19*th December*, 1950
Coming into Operation	1*st January*, 1951

The Minister of Transport in exercise of the powers conferred upon him by sections 9, 10, 16, 17, 18, 20, 25 and 26 of the Vehicles (Excise) Act, 1949(a), and of all other powers him enabling hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the 1st day of January, 1951, and may be cited as "The Road Vehicles (Registration and Licensing) (Amendment) Regulations, 1950".

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

2. The Road Vehicles (Registration and Licensing) Regulations, 1949(c), shall have effect as though:—

(1) In paragraph (3) of Regulation 1

(*a*) the following definition were added immediately after the definition of "Minister":—

""the Act" means the Vehicles (Excise) Act, 1949;";

(*b*) in the definition of "county" the words "the Act" were substituted for the words "the Roads Act, 1920"(d);

(*c*) the following definitions were substituted for the definitions of "General Trade Licence" and "Limited Trade Licence" respectively:—

""General Trade Licence" and "Limited Trade Licence" have the meanings respectively assigned to them by section 10 of the Act.";

(2) In Regulation 8 the words "section 13 of the Act" were substituted for the words "section 14 of the Finance Act, 1922(e),";

(3) In Regulation 21 the proviso were deleted;

(4) In Regulation 22 the following paragraph were substituted for paragraph (2):—

"(2) In the case of an invalid carriage not exceeding 5 cwt. in weight unladen or a motor bicycle the front identification mark may be displayed either—

(*a*) on a flat plate having duplicate faces both conforming with the Fourth Schedule to these Regulations, and fixed on the vehicle in a vertical position, or

(*b*) on both sides of the vehicle in a vertical position on a flat unbroken surface forming part of the front mudguard

in such a manner that from whichever side the vehicle is viewed the letters and figures on one or other face of the plate or side of the mudguard, as the case may be, are easily distinguishable although they may not be distinguishable from the front of the vehicle.";

(a) 12, 13 & 14 Geo. 6. c. 89. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1949 (No. 1618) I, p. 3869. (d) 10 & 11 Geo. 5. c. 72.
(e) 12 & 13 Geo. 5. c. 17.

(5) In the proviso to sub-paragraph (iv) of paragraph (2) of Regulation 26 the words "the Road Vehicles Lighting Regulations, 1950(a)" were substituted for the words "the Road Vehicles Lighting Regulations, 1936(b),";

(6) In paragraph (1) of Regulation 28 the words "section 12 of the Act" were substituted for the words "section 18 of the Finance Act 1924(c),";

(7) In Regulation 29

(*a*) in Article A the words "section 10 of the Act" were substituted for the words "section 9 of the Roads Act, 1920, as amended by section 15 of the Finance Act, 1922,";

(*b*) in Article A and in paragraph (2) of Article B the words "section 2 of the Act" were substituted for the words "paragraph 1 of the Second Schedule to the Finance Act, 1920(d),";

(8) In paragraph (2) of Article B of Regulation 30

(*a*) the words "if the duplicate entries from the book referred to in Article C of this Regulation are not properly completed and carried along with the vehicle or" were inserted immediately after the words "under a Limited Trade Licence";

(*b*) the words "(not being such a vehicle as is referred to in sub-paragraph (vii) of paragraph (1) of this Article)" were substituted for the words "(not being such a vehicle as is referred to in sub-paragraph (vii) of paragraph (2) of this Article)" in sub-paragraph (*b*); and

(*c*) sub-paragraph (*c*) were deleted;

(9) In Regulation 31 the words "section 3 of the Act" were substituted for the words "paragraph 3 of the Second Schedule to the Finance Act, 1920," and the words "section 6 of the Act" were substituted for the words "paragraph 6 of the said Schedule";

(10) In Regulation 32

(*a*) the following paragraph were substituted for paragraph (i):—

"(*i*) *Vehicles belonging to the Crown*

(*a*) A declaration shall be made in the prescribed form in respect of any vehicle belonging to the Crown which has not previously been registered under the Act or under the Roads Act, 1920, by a duly authorised officer of the Government Department by whom the vehicle is kept and used. Any such declaration shall be made either to the Council in whose area the vehicle will be ordinarily kept or to the Council in whose area the principal office of the Department is situate.

Upon receipt of any such declaration the Council shall register the vehicle, assign to it an index mark and registration number in accordance with the provisions of Regulation 14 of these Regulations and retain the declaration but shall not issue a Registration Book in respect of the vehicle.

(*b*) No licences shall be issued in respect of vehicles belonging to the Crown but every such vehicle shall carry a Certificate of Crown Ownership signed by a duly authorised officer of the Government Department by whom the vehicle is kept and used

(a) S.I. 1950 No. 622, p. 759 above. (b) S.R. & O. 1936 (No. 392) II, p. 2196.
(c) 14 & 15 Geo. 5. c. 21. (d) 10 & 11 Geo. 5. c. 18.

and the provisions of Regulations 4 and 5 of these Regulations as to the exhibition and alteration of licences shall apply to such certificates as they apply to licences.

(*c*) The provisions of Regulations 7 and 8 of these Regulations as to notification of alterations to and changes of character or use of vehicles shall not apply in the case of vehicles belonging to the Crown.

(*d*) Upon the transfer of a vehicle which has been registered under the Act or the Roads Act, 1920, to the Crown or from one Government Department to another such Department a duly authorised officer of the Department to whom the vehicle is transferred shall notify the transfer in writing to the Council in whose area the vehicle will be ordinarily kept or in whose area the principal office of the Department is situate and any such notification shall be accompanied by the Registration Book of the vehicle where that Book has been delivered to the Department in accordance with the provisions of paragraph (1) of Regulation 9 of these Regulations.

Upon receipt of any such notification the Council shall register the vehicle in the name of the Department from whom the notification was received unless that Department shall have certified that the vehicle is used or appropriated for use for naval, military or air force purposes, and shall retain the Registration Book (if any).

(*e*) Where a vehicle registered in the name of a Government Department is transferred to a person other than another Government Department or is broken up, destroyed or sent permanently out of Great Britain, a duly authorised officer of the Department shall forthwith notify the Council with whom the vehicle is registered.

Where a vehicle is so transferred to a person other than a Government Department, a Registration Book in respect thereof shall be issued to that person either by the Council to whom he applies for a licence in respect thereof in accordance with the provisions of these Regulations or to whom he makes a declaration in accordance with the provisions of paragraph (iii) of this Regulation or, if he does not apply for a licence or make a declaration as aforesaid, by the Council with whom the vehicle was registered prior to the transfer upon his making an application to that Council in that behalf.

(*f*) With the exception of sub-paragraph (*d*) of paragraph (i) of this Regulation these Regulations shall not apply to any vehicle belonging to the Crown which is used or appropriated for use for naval, military or air force purposes.";

(*b*) the following paragraph were substituted for paragraph (ii):—

"(ii) *Vehicles used exclusively on roads not repairable at the public expense*

A declaration shall be made in respect of every vehicle which is to be used exclusively on roads not repairable at the public expense in the same manner as if the owner were applying for a licence in respect of such vehicle.

No licence shall be issued by the Council in respect of the vehicle but the Council shall issue a Registration Book to the owner in accordance with these Regulations.";

(11) In Regulation 33 the word "the Act" were substituted for the words "the Finance Act, 1920," in paragraph (1) and for the words "the Finance Act, 1920, as amended by the Finance (No. 2) Act, 1945(a)," in paragraph (5);

(12) In the First Schedule the words "Form R.F.3/1.—Claim for exemption from licence duty for a Crown vehicle." were deleted;

(13) In the Fourth Schedule

(*a*) the following paragraph were substituted for paragraph 5:—

"5. There must be a margin between the nearest part of any letter or figure and the top or bottom of the black surface upon which the identification mark appears of at least $\frac{1}{2}$ inch, and between the nearest part of any letter or figure and the sides of the black surface of at least 1 inch. The space between the nearest parts of adjoining letters and between the nearest parts of adjoining figures must be $\frac{1}{2}$ inch provided that where the identification mark consists either of a single plate with letters and figures embossed or pressed thereon or with separate letters and figures attached thereto or of separate plates each with a single letter or figure embossed or pressed thereon or attached thereto, the space between the nearest parts of two adjoining figures "1" must be not less than $\frac{1}{2}$ inch nor more than $2\frac{3}{8}$ inches and the space between the nearest part of a figure "1" and the nearest part of any other adjoining figure must be not less than $\frac{1}{2}$ inch nor more than $1\frac{7}{16}$ inches.";

(*b*) in paragraph 6 the following words were inserted immediately after the words "Where the identification mark is arranged in accordance with diagram No. 2, the space between the letters and the figures must be $1\frac{1}{2}$ inches":—

"except that where the identification mark consists either of a single plate with letters and figures embossed or pressed thereon or with separate letters and figures attached thereto or of separate plates each with a single letter or figure embossed or pressed thereon or attached thereto the said space of $1\frac{1}{2}$ inches may be exceeded by not more than $\frac{15}{16}$ inch:";

(*c*) in paragraph 6 the following proviso were substituted for the proviso thereto:—

"Provided that in the case of invalid carriages not exceeding 5 cwt. in weight unladen and motor bicycles

(*a*) the dimensions prescribed in paragraphs 4, 5 and 6 of this Schedule may be halved as regards the plate or surface bearing the identification mark on the front of the vehicle, and that plate or surface need not be rectangular if the letters and figures thereon comply as nearly as possible with the arrangement shown in diagram No. 1 or in diagram No. 2 of this Schedule; and

(a) 9 & 10 Geo. 6. c. 13.

(*b*) where the identification mark exhibited on the back of the vehicle is exhibited on a plate, the corners of the plate may be rounded off, the letters forming the index mark (if the form shown in diagram No. 1 is used) may be placed to the left so, however, that no part of the first letter is nearer to the left hand edge of the plate than ½ inch, and the following requirements may be complied with as regards that plate in substitution for those prescribed in the said paragraphs 4, 5 and 6:—

(i) All letters and figures must be 2½ inches high; every part of every letter and figure must be ⅜ inch broad; and the total width of the space taken by every letter or figure, except in the case of the figure "1", must be 1¾ inches.

(ii) The space between the nearest parts of adjoining letters and adjoining figures must be ½ inch, and there must be a margin between the nearest part of any letter or figure and the top, bottom and sides of the black surface upon which the identification mark is inscribed of at least ½ inch.

(iii) Where the identification mark is arranged in accordance with diagram No. 1, the space between the upper and lower line must be ½ inch. Where the identification mark is arranged in accordance with diagram No. 2, the space between the letters and the figures must be 1 inch."

Given under the Official Seal of the Minister of Transport this 16th day of December, 1950.

(L.S.)

Alfred Barnes,
The Minister of Transport.

EXPLANATORY NOTE

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

These Regulations amend the Road Vehicles (Registration and Licensing) Regulations, 1949. The principal changes are as follows:—

1. For references to provisions of the Roads Act, 1920, and the Finance Acts which have been superseded by the Vehicles (Excise) Act, 1949, there are substituted references to the corresponding provisions of the last mentioned Act, and for the reference to the Road Vehicles Lighting Regulations, 1936, there is substituted a reference to the superseding Road Vehicles Lighting Regulations, 1950.
2. Fresh provision is made for the registration of vehicles belonging to the Crown. As respects vehicles used for naval, military or air force purposes, the Regulations will not generally apply in future; other arrangements have been made for their identification. (See Regulation 2 (10) (*a*).)
3. In the case of invalid carriages not exceeding 5 cwt. in unladen weight and motor cycles it is provided that identification marks may be exhibited on the front mudguards and on rear surfaces as an alternative to being exhibited on plates attached to the vehicle. (See Regulation 2 (3), (4) and (13) (*c*).)
4. In the case of identification marks of certain types of manufacture the permitted distances between a figure "1" and any other adjoining figure (including another figure "1") and between the last letter and the first figure on the mark are both increased. (See Regulation 2 (13) (*a*) and (*b*).)