STATUTORY INSTRUMENTS

1970 No. 169 (C.4)

ROAD TRAFFIC

The Vehicle and Driving Licences Act 1969 (Commencement No. 5) Order 1970

Made - - -	3*rd February* 1970
Laid before Parliament	16*th February* 1970
Coming into Operation	1*st April* 1970

The Minister of Transport hereby makes this Order in exercise of his powers under section 38(2) of the Vehicle and Driving Licences Act 1969**(a)** and of all other enabling powers.

1. This Order may be cited as the Vehicle and Driving Licences Act 1969 (Commencement No. 5) Order 1970.

2. Section 27 of the Vehicle and Driving Licences Act 1969 shall come into operation on 1st April 1970.

3. Sections 13, 14, 15, 16(1), 16(2) (in so far as it relates to paragraphs 1, 2, 3, 5 and 7 of Schedule 2), 16(3), 16(4), 23(1)(a), (b), (c), (d) and (e), 23(2), 35 (in so far as it relates to notices authorised to be served on any person by section 100 or 102(2) of the Road Traffic Act 1960**(b)**) and 37 (in so far as it relates to sections 99(4), 109(3), 110(a), 113(g), 115, 225 and 226(2) of the Road Traffic Act 1960) of the Vehicle and Driving Licences Act 1969 shall come into operation on 1st June 1970.

Given under the Official Seal of the Minister of Transport the 3rd February 1970.

(L.S.)

Fred Mulley,
Minister of Transport.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into operation the following provisions of the Vehicle and Driving Licences Act 1969 on the 1st June 1970 except for section 27 which it brings into operation on the 1st April 1970:—

Section 13, which substitutes a new section for section 100 of the Road Traffic Act 1960 relating to the requirements as to the physical fitness of drivers.

Section 14, which substitutes new sections for sections 101 and 102 of the Act of 1960 relating to the grant and duration of driving licences and makes provision for the transitional operation of driving licences current at the time of the substitution.

(a) 1969 c. 27. (b) 1960 c. 16.

Section 15, which substitutes a new section for section 103 of the Act of 1960 relating to appeals in respect of driving licences.

Section 16(1), which adds two subsections to section 98 of the Act of 1960. The first creates a defence against the offence of driving or employing a person to drive without a driving licence and the second enables regulations to provide that new residents in Great Britain shall be treated as holders of driving licences for the purposes of that offence.

Section 16(2), which amends the Act of 1960 in accordance with Schedule 2 to the Act of 1969. The relevant amendments in the Schedule are—

paragraph 1, which repeals section 99(4) removing the power to provide by regulation for dispensing with tests of competence for persons not resident in Great Britain,

paragraph 2, which amends section 99(5) and relates to the effect on a person's entitlement to a driving licence when the requirements of the tests of competence or groups of vehicles for driving licences' purposes are changed,

paragraph 3, which amends section 110 making it no longer an offence to apply for a licence whilst disqualified,

paragraph 5, which makes a drafting amendment to section 115,

paragraph 7, which makes a number of minor changes to section 225(2) (seizure of driving licences by police constables upon revocation by licensing authorities).

Section 16(3), which amends section 7(4) of the Road Traffic Act 1962 providing a defence to the offence of not producing a driving licence to a court when convicted of certain road traffic offences in a case where a person has applied for a new licence.

Section 16(4), which makes drafting amendments to section 7(7) of the Road Traffic Act 1962 relating to the grant of a driving licence free of time-expired endorsements.

Section 23(1)(a), (b), (c), (d) and (e) and (2), which relate to fees for driving tests, driving licences, replacement vehicle licences, replacement registration documents and the furnishing of information.

Section 27, which provides for certain records maintained by the Minister or a local authority to be admissible in evidence.

Section 35 (in so far as it relates to notices authorised to be served on any person by section 100 or 102(2) of the Act of 1960), which relates to the method of service of notices relating to driving licences.

Section 37 (in so far as it relates to the specified provisions of the Act of 1960) which repeals a number of provisions of the Act of 1960. These repeals are consequential on amendments made to that Act by provisions mentioned above

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