



2010 CHAPTER 2

Enforcement

Evidence by certificate

43.—(1) In any proceedings for an offence under this Act a certificate such as is mentioned in subsection (2) shall be evidence of the facts stated in it.

(2) The certificate referred to in subsection (1) is a certificate issued by the Department which states—

- (a) that, on any date, a person was or was not the holder of an operator's licence;
- (b) that, by virtue of a direction given by the Department under regulations made under section 48(2)(b) or (3), a person is to be treated as having been the holder of an operator's licence on any date;
- (c) the date of the coming into force of any operator's licence;
- (d) the date on which any operator's licence ceased to be in force;
- (e) the terms and conditions of any operator's licence;
- (f) that a person is by virtue of an order of the Department disqualified from holding or obtaining an operator's licence, either indefinitely or for a specified period;
- (g) that a direction, having effect indefinitely or for a specified period, has been given by the Department under section 25(3) in relation to any person;
- (h) that an operator's licence was on any date or during any specified period suspended by virtue of a direction given by the Department under section 23(1); or

- (i) that, by virtue of a direction given by the Department under regulations made under section 48(2)(a), an operator's licence is to be treated as having been suspended on any date or during any specified period.
- (3) Any such certificate which purports to be issued by the Department shall be taken to be so issued unless the contrary is proved.