

1974. No. 206

[C]

EUROPEAN COMMUNITIES

Motor Vehicles: Compulsory Insurance

REGULATIONS, DATED 13TH AUGUST 1974, MADE BY THE DEPARTMENT OF THE ENVIRONMENT FOR NORTHERN IRELAND UNDER SECTION 2 OF THE EUROPEAN COMMUNITIES ACT 1972.

The Department of the Environment for Northern Ireland in exercise of the powers vested in it by section 2 of the European Communities Act 1972(a) and the European Communities (Designation) Order 1972(b) and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the European Communities (Motor Vehicles: Compulsory Insurance) (Amendment) (Northern Ireland) Regulations 1974.

2. The Interpretation Act (Northern Ireland) 1954(c) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament of Northern Ireland.

3. The European Communities (Motor Vehicles: Compulsory Insurance) (Northern Ireland) Regulations 1973(d) shall be amended as follows:—

- (a) The following definition shall be inserted in Regulation 2(1)—“a relevant foreign state” means Austria, Finland, Norway, Sweden or Switzerland”;
- (b) in Regulation 6(1) after the word “state”, where it first occurs there shall be inserted the words “(other than a relevant foreign state)”;
- (c) in Regulation 7(4)(c) at the end there shall be added the words “and not in the territory of a relevant foreign state.”;
- (d) in Regulation 8 for the words “in the territory” onwards there shall be substituted the words “in the territory, other than the United Kingdom and Gibraltar, of a member State of the Communities or of a relevant foreign state.”

Sealed with the Official Seal of the Department of the Environment for Northern Ireland this 13th day of August 1974.

(L.S.)

B. D. Palmer,

Assistant Secretary.

(a) 1972. c. 68.

(b) S.I. 1972, No. 1811 (1972 III, p. 5216).

(c) 1954. c. 33.

(d) S.R. & O. (N.I.) 1973, No. 448.

EXPLANATORY NOTE

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

These Regulations amend the European Communities (Motor Vehicles: Compulsory Insurance) (Northern Ireland) Regulations 1973 (which make provision for the extension of compulsory motor vehicle insurance cover under Part V of the Road Traffic Act (Northern Ireland) 1970 to include liabilities arising out of the use of a motor vehicle or trailer which are compulsorily insurable in the territories of member states of the European Communities). The effect of the principal amendments is:—

- (a) that vehicles normally based in any of the countries specified in Regulation 2 (which are not member states of the Communities) are exempted from the need to produce evidence of insurance when entering Northern Ireland (Regulation 5);
- (b) that certain vehicles which, not having proper insurance on entering Northern Ireland, have been detained for that reason, may be released where the detaining authority is satisfied that the vehicle in question is to be taken out of Northern Ireland to a place not in one of the countries referred to above (Regulation 7); and
- (c) that the requirements of the 1970 Act that insurance policies must be issued by authorised insurers and that they are of no effect unless certificates are issued shall not apply in respect of policies issued elsewhere than in the United Kingdom for vehicles normally based in any of the said countries (Regulation 8).