
 STATUTORY INSTRUMENTS

1969 No. 1637 (C.52)

ROAD TRAFFIC

**The Vehicle and Driving Licences Act 1969 (Commencement
No. 4) Order 1969**

| | | |
|-------------------------------|-------|--------------------|
| <i>Made</i> | - - - | 19th November 1969 |
| <i>Laid before Parliament</i> | | 3rd December 1969 |
| <i>Coming into Operation</i> | | 1st February 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. 4) Order 1969.

2. Sections 9, 10, 16(2) (in so far as it relates to paragraphs 6, 8, 9, 10, 11 and 12 of Schedule 2), 16(6), 22, 25, 26, 28(1), (2)(a), (2)(c), (4), (5) and (6), 30, 31, 32 and 35 (in so far as the latter two sections relate to section 22) and 37 (in so far as it relates to the repeal of section 19(1) and (3) of the Vehicles (Excise) Act 1962(b)) of the Vehicle and Driving Licences Act 1969 shall come into operation on 1st February 1970.

Given under the Official Seal of the Minister of Transport the 19th November 1969.

(L.S.)

Fred Mulley,
Minister of Transport.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into operation on the 1st February 1970 the following provisions of the Vehicle and Driving Licences Act 1969 :—

Section 9, which provides that for the purposes of provisions relating to vehicles excise a person keeps a mechanically propelled vehicle on a road if he causes it to be on a road for any period however short when it is not in use there.

Section 10, which restricts the use which may be made of a vehicle in connection with vehicle testing when it is unlicensed.

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

(a) 1969 c. 27.

(b) 1962 c. 13.

paragraph 6, which amends sections 225(1)(d) and 226(2) (power of police to require production of driving licences and to obtain names and addresses from persons accompanying learner drivers),

paragraph 8, which amends section 232(2)(a) (power to require the owner of a vehicle to identify the driver of it who is alleged to have committed certain offences),

paragraph 9, which amends section 233(1) (which specifies the documents of which, among other things, the forgery or misuse is an offence under that section),

paragraph 10, which amends section 241(2)(c)(ii) and (4)(a) (which relate to the service of notices of intended prosecution),

paragraph 11, which amends section 244 (which specifies the time for bringing summary proceedings for certain offences),

paragraph 12, which amends section 247 (which relates to the destination of fines).

Section 16(6), which amends section 85(2)(a) of the Road Traffic Regulation Act 1967 (power to require the owner of a vehicle to identify the driver of it who is alleged to have committed certain offences).

Section 22, which makes provision for obtaining information as to a person's date of birth and sex.

Section 25, which relates to the institution and conduct of proceedings in England and Wales.

Section 26, which relates to the institution and conduct of proceedings in Scotland.

Section 28(1), (2)(a), (2)(c), (4), (5) and (6), which make alterations to penalties and offences and the application of sums under the Vehicles (Excise) Act 1962.

Section 30, which makes provision for ascertaining the amount payable in respect of back-duty on a plea of guilty by an absent accused to an offence under section 7 of the Vehicles (Excise) Act 1962.

Section 31, which relates to appeals against the conduct of a driving test.

Section 32 (in so far as it relates to section 22), which provides a maximum penalty of £50 for an offence under section 22.

Section 35 (in so far as it relates to section 22), which provides for the service of notices under section 22(6).

Section 37, which makes a repeal in the Vehicles (Excise) Act 1962 consequential on sections 25 and 26 of the Act of 1969.