

1970 No. 560

ROAD TRAFFIC

**The Goods Vehicles (Production of Test Certificates)
Regulations 1970**

<i>Made</i>	- - -	<i>6th April 1970</i>
<i>Laid before Parliament</i>		<i>20th April 1970</i>
<i>Coming into Operation</i>		<i>1st April 1971</i>

The Minister of Transport, in exercise of his powers under section 14(9) of the Road Safety Act 1967(a), as amended by section 148 of the Transport Act 1968(b) and of all other enabling powers, after consultation with representative organisations in accordance with the provisions of section 260(2) of the Road Traffic Act 1960(c) as applied by section 29(6) of the said Act of 1967, hereby makes the following Regulations :—

1. These Regulations shall come into operation on the 1st April 1971, and may be cited as the Goods Vehicles (Production of Test Certificates) Regulations 1970.

2. The Goods Vehicles (Production of Test Certificates) Regulations 1969(d) are hereby revoked.

3.—(1) In these Regulations the following expressions have the meanings hereby respectively assigned to them :—

“the 1967 Act” means the Road Safety Act 1967 ;

“the Plating and Testing regulations” means the Goods Vehicles (Plating and Testing) Regulations 1968(e), as amended (f).

(2) The Interpretation Act 1889(g) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament and as if for the purpose of section 38 of that Act these Regulations were an Act of Parliament and the Regulations revoked by Regulation 2 were an Act of Parliament thereby repealed.

4. Where application is made on or after 1st April 1971 and after the relevant date within the meaning of section 14(2) of the 1967 Act for a licence under the Vehicles (Excise) Act 1962(h) for any motor vehicle, being a goods vehicle to which the said section 14(2) applies, the licence shall not be granted unless—

(a) there is produced an effective goods vehicle test certificate in force for the vehicle ; or

(a) 1967 c. 30.

(d) S.I. 1969/954 (1969 II, p. 2842).

(f) The relevant amending instruments are S.I. 1968/1854, 1969/1324 (1968 III, p. 4880; 1969 III, p. 3941).

(g) 1889 c. 63.

(b) 1968 c. 73.

(e) S.I. 1968/601 (1968 I, p. 1372).

(h) 1962 c.13.

(c) 1960 c. 16.

- (b) such a declaration as is specified in the Schedule to these Regulations is made ; or
- (c) there is produced in respect of the vehicle a certificate of temporary exemption issued by virtue of Regulation 57 of the Plating and Testing regulations which exempts that vehicle from the provisions of section 14(2) of the 1967 Act for a period which includes the date on which the licence is to come into force.

Given under the Official Seal of the Minister of Transport the 6th April 1970.

(L.S.)

Fred Mulley,
Minister of Transport.

SCHEDULE

FORM OF DECLARATION

I DECLARE that the vehicle, of which the registration mark/chassis or serial number/identification mark is.....and for which I have made application for a licence for the period commencing.....and ending....., is not intended to be used during the period for which the licence is to be in force except—

- (a) for a purpose prescribed in Regulation 53(4) of the Goods Vehicles (Plating and Testing) Regulations 1968, or
- (b) in an area prescribed in Regulation 55 of the Goods Vehicles (Plating and Testing) Regulations 1968, being an area to which that Regulation applies.

Usual signature

Full Name
(block letters)

Address
.....
.....

In the case of a partnership, limited company or other legal entity state capacity in which declaration is made and name of that partnership, company or entity	Capacity
	Name
	Date

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations re-enact, with amendments, the Goods Vehicles (Production of Test Certificates) Regulations 1969. They provide that on and after 1st April 1971 where application is made for a licence under the Vehicles (Excise) Act 1962 for a motor vehicle, being a goods vehicle required under s. 14(2) of the Road Safety Act 1967 to have a goods vehicle test certificate, the applicant must, before the licence will be granted, produce either a goods vehicle test certificate relating to the vehicle which shall be in force on the date on which the licence is to come into force or a certificate of temporary exemption exempting the vehicle from the provisions of s. 14(2) of the above Act of 1967 for a period which includes the date on which the licence is to come into force, or else make the declaration prescribed by the Regulations as to proposed limited use of the vehicle.

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