
 STATUTORY INSTRUMENTS

1981 No. 1623

PUBLIC PASSENGER VEHICLES

**The Public Service Vehicles (Lost Property) (Amendment)
Regulations 1981**

Made - - - - 11th November 1981
Laid before Parliament 23rd November 1981
Coming into Operation 14th December 1981

The Secretary of State for Transport, in exercise of the powers conferred by section 60(1) of the Public Passenger Vehicles Act 1981(a), and of all other enabling powers, and after consultation with representative organisations in accordance with section 61(2) of the said Act, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 14th December 1981, and may be cited as the Public Service Vehicles (Lost Property) (Amendment) Regulations 1981.

2. The Public Service Vehicles (Lost Property) Regulations 1978(b) shall be amended in accordance with the following provisions of these Regulations.

3. For Regulation 9 substitute the following Regulation:—

“9.—(1) If any property which is in the custody of an operator in accordance with these Regulations is not claimed within a period of—

- (a) one month in the case of property (other than a document mentioned in sub-paragraph (b) below) the value of which in the opinion of the operator or his representative is 50p or less,
- (b) three months in the case of any document mentioned in sub-paragraph (a) of the proviso to Regulation 7(2) above, whatever may be its value, or
- (c) three months in the case of any property not mentioned in sub-paragraph (a) or (b) above,

from the date on which it was delivered to the operator or his representative and proved to the satisfaction of the operator or his representative to be owned by the claimant or if the claimant shall refuse or neglect to pay the charge mentioned in Regulation 8 above within the said period of one month or, as the case may be, three months, such property shall thereupon vest in the operator.

 (a) 1981 c. 14.

(b) S.I. 1978/1684.

(2) In the event of an operator becoming entitled to—
(a) a charge paid in accordance with Regulation 8, or
(b) property in accordance with paragraph (1) above,
the operator is entitled to dispose of the charge or, as the case may be,
the property as he, in his discretion, thinks fit including returning the
charge or the property to the claimant.”.

11th November 1981.

David Howell,
Secretary of State for Transport.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Public Service Vehicles (Lost Property) Regulations 1978 so as to provide, for the avoidance of doubt, that an operator may dispose of any charge paid to him or any property which may vest in him in accordance with the Regulations in such manner as he, in his discretion, thinks fit, including returning the charge or property to the claimant. The said Regulations of 1978 were made under section 160(1) of the Road Traffic Act 1960 (c.16); the provisions of that sub-section are now consolidated in section 60(1) of the Public Passenger Vehicles Act 1981, and the provisions of section 260(2) of the said Act of 1960 are now consolidated in section 61(2) of the said Act of 1981.

SI 1981/1623
ISBN 0-11-017623-5

