



2010 CHAPTER 2

Determination of applications

Determination of applications for operators' licences

[^{F1}12.—(1) On an application for a standard licence the Department must consider—

- (a) whether the requirements of sections 12A and 12C are satisfied; and
- (b) if the Department thinks fit, whether the requirement of section 12D is satisfied.

(2) On an application for a restricted licence the Department must consider—

- (a) whether the requirements of sections 12B and 12C are satisfied; and
- (b) if the Department thinks fit, whether the requirement of section 12D is satisfied.

(3) Subsections (1) and (2) are subject to [^{F2}section 10 (publication of application), if applicable, and] 47(2) (payment of application fee).

(4) In considering whether any of the requirements of sections 12A to 12D are satisfied, the Department must have regard to any objection duly made under section 11(1)(a) in respect of the application.

(5) If the Department determines that any of the requirements that it has taken into consideration in accordance with subsection (1) or (2) are not satisfied, it must refuse the application.

(6) In any other case the Department must grant the application, unless either of the following provisions applies—

- (a) section 13(2) (power to refuse application on environmental grounds);
- (b) section 47(2) (power to refuse to proceed until fee is paid).]

Changes to legislation: There are currently no known outstanding effects for the Goods Vehicles (Licensing of Operators) Act (Northern Ireland) 2010, Section 12. (See end of Document for details)

Textual Amendments

- F1** Ss. 12-12E substituted for s. 12 (1.7.2012) by [The Goods Vehicles \(Qualifications of Operators\) Regulations \(Northern Ireland\) 2012 \(S.R. 2012/257\)](#), regs. 1(1), **17(5)**
- F2** Words in s. 12(3) substituted (17.3.2022) by [The Goods Vehicles \(Licensing of Operators\) \(Amendment\) Regulations 2022 \(S.I. 2022/293\)](#), regs. 2(1), **81**
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Commencement Information

- I1** S. 12 in operation at 22.6.2012 for specified purposes by [S.R. 2012/247](#), art. 2, **Sch.**
- I2** S. 12 in operation at 1.7.2012 in so far as not already in operation by [S.R. 2012/262](#), **art. 2** (with arts. 4-6)

Changes to legislation:

There are currently no known outstanding effects for the Goods Vehicles (Licensing of Operators) Act (Northern Ireland) 2010, Section 12.