

1962. No. 216

[C]

**MOTOR VEHICLES (INTERNATIONAL CIRCULATION)****Road Traffic**

ORDER IN COUNCIL, DATED 26TH NOVEMBER, 1962, MADE UNDER SECTION 2 OF THE MOTOR VEHICLES (INTERNATIONAL CIRCULATION) ACT, 1952.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND

WAKEHURST

Whereas by Section two of the Motor Vehicles (International Circulation) Act, 1952(a) (in this Order referred to as "the Act"), it is provided that the Governor of Northern Ireland may make provision in relation to Northern Ireland for any purpose for which provision may be made in relation to Great Britain under Section one of the Act;

And whereas a draft of this Order has, in pursuance of sub-section (2) of the said Section two, been laid before Parliament and approved by resolution of each House of Parliament;\*

Now, therefore, I, John de Vere, Baron Wakehurst, Knight of the Most Noble Order of the Garter, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, in exercise of the powers conferred on me by Section two of the Act, do hereby order as follows:—

*Citation, Commencement and Interpretation*

1.—(1) This Order may be cited as the Motor Vehicles (International Circulation) (Road Traffic) (Amendment) (Northern Ireland) Order, 1962, and shall be construed as one with the Motor Vehicles (International Circulation) (Road Traffic) (Northern Ireland) Order, 1957(b), and that Order and this Order may be cited together as the Motor Vehicles (International Circulation) (Road Traffic) (Northern Ireland) Orders, 1957 and 1962.

(2) This Order shall come into operation on the date on which the Convention on the Taxation of Road Vehicles engaged in International Passenger Transport concluded at Geneva in 1956 and the Convention on the Taxation of Road Vehicles for Private Use in International Traffic concluded at Geneva in 1956 are both first in force for the United Kingdom, which date shall be notified in the *Belfast Gazette*.

(3) The Interpretation Act (Northern Ireland), 1954(c), applies for the interpretation of this Order as it applies for the interpretation of an Act of the Parliament of Northern Ireland.

*Visitors' Driving Permits*

2. The Motor Vehicles (International Circulation) (Road Traffic) (Northern Ireland) Order, 1957(b), shall be varied by substituting for Article 1 thereof the following Article:—

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 39.

(b) S.R. & O. (N.I.) 1957, No. 113.

(c) 1954. c. 33.

\*A draft of this Order was approved by resolution of the House of Commons on 24th October, 1962, and by resolution of the Senate on 30th October, 1962.

"1.—(1) Subject to the provisions of this Article, it shall be lawful for a person resident outside the United Kingdom who is temporarily in Northern Ireland and holds—

- (a) a convention driving permit, or
- (b) a domestic driving permit issued in a country outside the United Kingdom, or
- (c) a British Forces (BFG) driving licence,

during a period of twelve months from the date of his last entry into the United Kingdom to drive and, except in the case of a holder of a British Forces (BFG) driving licence, be employed in driving, in Northern Ireland a motor vehicle of any class or description which he is authorised by that permit or that licence to drive, notwithstanding that he is not the holder of a driving licence under the Road Traffic Acts (Northern Ireland), 1926 to 1955.

(2) Subject to the provisions of this Article, it shall be lawful for a person resident outside the United Kingdom who is temporarily in Northern Ireland and holds—

- (a) a Convention driving permit, or
- (b) a domestic driving permit issued in a country outside the United Kingdom,

during a period of twelve months from the date of his last entry into the United Kingdom to drive, and be employed in driving, in Northern Ireland a public service vehicle (other than a public service vehicle seating not more than six persons in addition to the driver) brought temporarily into Northern Ireland which he is authorised by that permit to drive, notwithstanding that he is not the holder of such a licence as is required by sub-section (1) of Section twelve of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland), 1926(a)

(3) The foregoing provisions of this Article shall be without prejudice to Section eighteen of the Road Traffic Act (Northern Ireland), 1955(b) (which imposes minimum age limits for persons driving motor vehicles of various classes or descriptions therein specified) except that sub-section (3) of that Section (which makes it unlawful for a person under the age of twenty-one years to drive certain heavy motor vehicles) shall not apply in relation to a person driving in pursuance of this Article a motor vehicle brought temporarily into Northern Ireland if he has attained the age of eighteen years.

(4) This Article shall not authorise a person to drive a motor vehicle of any class or description if, in consequence of a conviction or of the order of a Court, he is disqualified from holding a driving licence under the Road Traffic Acts (Northern Ireland), 1926 to 1955, to drive a vehicle of that class or description.

(5) The Ministry may by order withdraw the right conferred by sub-paragraph (b) of paragraph (1) or the right conferred by sub-paragraph (c) of paragraph (1) or the right conferred by sub-paragraph (b) of paragraph (2), or any two or more of those rights, either in the case of all domestic driving permits or British Forces (BFG) driving licences, or in the case of domestic driving permits or British Forces (BFG) driving licences of a description specified in the Order or held by persons of a description so specified.

(a) 16 & 17 Geo. 5. (N.I.) c. 31.

(b) 1955. c. 27.

(6) In this Article—

“Convention driving permit” means a driving permit in the form A in the First Schedule issued under the authority of a country outside the United Kingdom, whether or not that country is a party to the Convention on Road Traffic concluded at Geneva in the year 1949, or a driving permit in the form B in the said Schedule issued under the authority of a country outside the United Kingdom which is a party to the International Convention relative to Motor Traffic concluded at Paris in the year 1926 but not to the Convention of 1949;

“domestic driving permit” in relation to a country outside the United Kingdom means a document issued under the law of that country and authorising the holder to drive motor vehicles, or a specified class or description of motor vehicles, in that country, and includes a driving permit issued by the armed forces of any country outside the United Kingdom for use in some other country outside the United Kingdom;

“British Forces (BFG) driving licence” means a driving licence issued in Germany to members of the British Forces or of the civilian component thereof or to the dependants of such members by the British authorities in that country in such a form and in accordance with such licensing system as may from time to time be approved by those authorities; and “dependants”, in relation to such a member of the British Forces or of the civilian component thereof, means any of the following persons, namely:—

- (a) the wife or husband of that member; and
- (b) any other person wholly or mainly maintained by him or in his custody, charge or care.

(7) The provisions of this Article which authorise the holder of a permit or a licence to drive a vehicle during a specified period shall not be construed as authorising the driving of a vehicle at a time when the permit or the licence has ceased to be valid.”

Given at Government House, Hillsborough, this 26th day of November, nineteen hundred and sixty-two.

*Brian Faulkner*

*H. V. Kirk*

*J. L. O. Andrews*

*Brian Maginness*

#### EXPLANATORY NOTE

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

This Order provides for the recognition for temporary use by visitors driving in Northern Ireland of:—

- (a) international driving permits in the form approved by the Geneva Convention of 1949, whether or not the country of origin is actually a signatory to that Convention, and
- (b) driving licences issued by the British authorities in Germany to members or civilian components of the British forces there or their dependants.