



Goods Vehicles (Licensing of Operators) Act 1995

CHAPTER 23

GOODS VEHICLES (LICENSING OF OPERATORS) ACT 1995

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- 1 Functions of traffic commissioners.

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- 1 For the purposes of section 2 a small goods vehicle...
- 1A A goods vehicle falls within this paragraph if the vehicle,...
- 1B A goods vehicle falls within this paragraph if the vehicle,...
- 2 A goods vehicle falls within this paragraph if it does...
- 3 (1) A goods vehicle falls within this paragraph if it...
- 4 A goods vehicle falls within this paragraph if it forms...
- 5 In any provision of paragraphs 2 to 4 “relevant plated...

SCHEDULE 1A — Detention of vehicles used without operator’s licence

Interpretation

- 1 (1) In this Schedule— “ authorised person ” means— an...

Detention of property

- 2 (1) Regulations may provide that where an authorised person has...
- 3 Regulations may make provision with respect to property detained by...

Immobilisation and removal

- 4 (1) Regulations may provide that an authorised person may, before...
- 5 (1) Regulations may provide that a person who, without being...
- 6 (1) Regulations may make provision for an authorised person to...
- 7 (1) Regulations may make provision for informing persons who may...

Return or disposal of vehicle

- 8 Regulations may make provision authorising a vehicle detained by virtue...
- 9 (1) Regulations shall make provision enabling the owner of a...
- 10 (1) Regulations shall make provision— (a) enabling a traffic commissioner...
- 11 (1) Regulations shall provide for an appeal to the Upper...
- 12 Regulations may provide that, if no application is made to...

Return or disposal of contents of vehicle

- 13 (1) Regulations may provide that the person specified in a...

Custody of property

- 14 Regulations shall provide that, subject to the powers of a...

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Proceeds of sale

- 15 (1) Regulations shall provide for the proceeds of sale of...

Disputes

- 16 (1) Regulations may make provision about the proceedings to be...

Obstruction of authorised person

- 17 Regulations may provide that a person who intentionally obstructs an...

Offences as to securing possession of property

- 18 (1) Regulations may provide that where— (a) a person makes...

SCHEDULE 2 — Information about, and convictions of, applicants for and holders of operators' licences

Information to be given under section 8

- 1 The information referred to in section 8(4) is the following—...
- 2 In this Schedule “relevant person” means any of the following...
- 3 In paragraph 1(e) “relevant activities” means any of the following—...
- 4 The following are “notifiable convictions”, namely— (a) any conviction of...

Offences

- 5 The offences are— (a) an offence under section 53 of...

Repealed enactments

- 6 (1) In paragraph 5 any reference to an offence under...
- 7 Notifiable fixed penalty notices

SCHEDULE 3 — Qualifications for standard licence

Effective and stable establishment

- A1 (1) A person has an effective and stable establishment in...

Good repute

- 1 (1) In determining whether an individual is of good repute,...
- 2 Without prejudice to the generality of a traffic commissioner's power...
- 3 (1) A person has a conviction of a “serious offence”...
- 4 “Road transport offence” means— (a) an offence under the law...
- 5 (1) In paragraph 1(3)(a) the reference to an offence mentioned...

Appropriate financial standing

- 6 (1) An applicant for, or the holder of, a standard...
- 6A (1) An operator has appropriate financial standing under section 13A(2)(c)...

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Professional competence

- 7 In this Schedule references to “ the requirement of professional...
- 8 (1) The requirement of professional competence falls to be satisfied...
- 9 Where an individual is not himself professionally competent, he shall...
- 10 Where the holder of a standard licence relies on a...
- 11 Where— (a) the holder of a standard licence is a...
- 12 Paragraphs 1 to 5 shall have effect for the purposes...
- 13 (1) An individual shall be regarded as professionally competent if,...
- 14 Qualifications for standard licence

Requirements for a transport manager

- 14A (1) A transport manager must be— (a) a resident of...

Transport manager to be notified of proceedings

- 15 (1) A traffic commissioner shall not in any proceedings under...

Determinations in respect of transport managers

- 16 (1) In proceedings under this Act or the 2009 Regulation...

Transport managers: cancellation or variation of disqualification order

- 17 (1) A traffic commissioner may, subject to sub-paragraphs (1A) and...

SCHEDULE 4 — Transfer of operating centres

Transfers in connection with new licences

- 1 (1) Where in the case of any application for a...
- 2 (1) The provisions of this paragraph have effect in relation...

Transfers in connection with the variation of licences

- 3 (1) Where in the case of an application for the...
- 4 (1) The provisions of this paragraph have effect in relation...
- 5 In this Schedule “the traffic commissioner”, in the case of...

SCHEDULE 5 — Large Goods Vehicles

Meaning of “large goods vehicle”

- 1 (1) For the purposes of this Schedule, a large goods...

Consignment notes

- 2 (1) Subject to sub-paragraph (2), no goods shall be carried...

Powers of entry and inspection

- 3 (1) An officer may require any person to produce and...

Falsification of consignment notes and records

- 4 (1) Any person who— (a) makes, or causes to be...

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Amendment of sections 38, 41 and 42 of this Act

- 5 (1) The following amendments shall take effect on the day...

SCHEDULE 6 — Transitional provisions, transitory modifications and savings

General transitional provisions

- 1 The substitution of this Act for the provisions repealed and...
2 In so far as any thing done (including any subordinate...
3 Any reference (express or implied) in this Act or any...
4 Any reference (express or implied) in any enactment, instrument or...
5 Paragraphs 1 to 4 have effect, in relation to the...

Meaning of “local authority” in relation to Scotland or Wales

- 6 In section 12(12), in the definition of the expression “local...

Meaning of “holding company” and “subsidiary”

- 7 For the purposes of this Act as it applies in...

Provisions relating to the Goods Vehicles (Licensing of Operators) (Amendment) Regulations 2022

- 8 In paragraphs 9 and 10, “ the commencement date ”...
9 For the purposes of this Act, beginning with 17th March...
10 For the purposes of this Act and the 2009 Regulation...
11 Paragraphs 12 to 18 apply for the purposes of applying...
12 The Secretary of State may exempt an individual until the...
13 An individual, or a person acting on behalf of an...
14 An individual (or person) who applies for an exemption must...
15 The Secretary of State may, beginning with the day after...
16 If the Secretary of State decides not to grant an...
17 A traffic commissioner may consider as part of deciding an...
18 Despite paragraph 13 of Schedule 3, a traffic commissioner must...
19 Paragraphs 11 to 18 and this paragraph expire at the...

SCHEDULE 7 — Consequential amendments

The Road Traffic Act 1960 (c. 16)

- 1 In section 232 of the Road Traffic Act 1960 (duty...
2 In section 244 of that Act (time for bringing summary...

The Transport Act 1968 (c. 73)

- 3 In section 51 of the Transport Act 1968 (subsidiaries and...
4 In section 158 of that Act (inquiries), in subsection (1),...

Road Traffic (Foreign Vehicles) Act 1972 (c. 27)

- 5 (1) In section 4 of the Road Traffic (Foreign Vehicles)...
6 In Schedule 2 to that Act (provisions relating to vehicles...

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International Road Haulage Permits Act 1975 (c. 46)

- 7 In section 1 of the International Road Haulage Permits Act...

Transport Act 1982 (c. 49)

- 8 In section 8 of the Transport Act 1982 (private-sector vehicle...

London Regional Transport Act 1984 (c. 32)

- 9 In section 62 of the London Regional Transport Act 1984...

Transport Act 1985 (c. 67)

- 10 In Schedule 4 to the Transport Act 1985 (constitution, powers...

Road Traffic Act 1988 (c. 52)

- 11 In section 66A of the Road Traffic Act 1988 (appointment...
 12 (1) In section 73 of that Act (provisions supplementary to...
 13 In section 85 of that Act (interpretation of Part II),...
 14 In section 86 of that Act (index of defined expressions),...

SCHEDULE 8 — Repeals and revocations

Part I — ENACTMENTS REPEALED

Part II — SUBORDINATE LEGISLATION REVOKED

TABLE OF
DERIVATIONS

- 1 Notes:
 2 The following abbreviations are used in the Table:— Acts of...
 3 The Table does not separately acknowledge the provisions in the...
 4 The functions originally vested in the Minister of Transport by...

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Changes and effects yet to be applied to :

- s. 38(2)(c) inserted by [1995 c. 23 Sch. 5 para. 5\(1\)](#)
- s. 41(1)s. 41(2)(b) inserted by [1995 c. 23 Sch. 5 para. 5\(2\)](#)
- s. 42(1)(b) inserted by [1995 c. 23 Sch. 5 para. 5\(1\)](#)
- Sch. 3 para. 3(2)(a) words substituted by [2003 c. 44 Sch. 32 para. 68\(2\)](#)
- Sch. 3 para. 3(2)(a) words substituted by [2012 c. 10 Sch. 10 para. 8](#) (Effect not applied. The words being replaced have not been brought into force.)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(6)(6A) substituted for s. 5(6) by [2000 c. 38 s. 263](#)