



# Goods Vehicles (Licensing of Operators) Act 1995

## CHAPTER 23

### GOODS VEHICLES (LICENSING OF OPERATORS) ACT 1995

#### *Functions of traffic commissioners*

- 1 Functions of traffic commissioners

#### *Operators' licences*

- 2 Obligation to hold operator's licence
- 3 "Standard" and "restricted" licences
- 4 Temporary exemptions

#### *Vehicles authorised to be used under a licence*

- 5 Vehicles authorised to be used under operator's licence
- 6 Maximum numbers of vehicles

#### *Operating centres*

- 7 Operating centres to be specified in operators' licences

#### *Applications for licences*

- 8 Applications for operators' licences
- 9 Convictions etc. subsequent to the making of an application
- 10 Publication by traffic commissioner of notice of application for licence
- 11 Publication in locality affected of notice of application for licence
- 12 Objections to, and representations against, issue of operators' licences

*Determination of applications*

- 13 Determination of applications for operators' licences
- 14 Determinations where objections etc are made on environmental grounds
- 15 Issue of operators' licences
- 16 Duration of operators' licences

*Variation of licences*

- 17 Variation of operators' licences
- 18 Publication of notice of applications for variation in any locality affected
- 19 Objection to, and refusal of, applications to vary operators' licences on environmental grounds
- 20 Variation of licences: further provisions

*Conditions attached to licences*

- 21 Conditions for securing road safety
- 22 Conditions as to matters required to be notified to traffic commissioner
- 23 Conditions as to use of operating centres

*Interim licences and interim variations*

- 24 Interim operators' licences
- 25 Interim variations

*Revocation etc. of operators' licences*

- 26 Revocation, suspension and curtailment of operators' licences
- 27 Revocation of standard licences
- 28 Disqualification
- 29 Revocation and disqualification etc: supplementary provisions

*Review of operating centres*

- 30 Periods of review for operating centres
- 31 Power to remove operating centres on review
- 32 Power to attach conditions on review

*Transfer of operating centres*

- 33 Transfer of operating centres

*Environmental matters*

- 34 Determinations as to environmental matters

*Inquiries*

- 35 Power of traffic commissioners to hold inquiries

*Review of decisions and appeals*

- 36 Review of decisions
- 37 Rights of appeal in connection with operators' licences

*Forgery, false statements, etc.*

- 38 Forgery of documents, etc
- 39 False statements

*Enforcement etc.*

- 40 Inspection of maintenance facilities
- 41 Power to seize documents etc
- 42 Meaning of “officer” and powers of police constables
- 43 Evidence by certificate

*Miscellaneous*

- 44 Assessors
- 45 Fees
- 46 Holding companies and subsidiaries
- 47 Partnerships
- 48 Operators' licences not to be transferable etc
- 49 Certificates of qualification

*Large goods vehicles*

- 50 Large goods vehicles

*General provisions*

- 51 Time for bringing proceedings
- 52 Destination of fines: Scotland
- 53 Method of calculating weight of motor vehicles
- 54 Saving for law of nuisance
- 55 Protection of public interests
- 56 Secretary of State's power to hold inquiries

*Regulations and orders*

- 57 Regulations and orders

*Interpretation*

- 58 General interpretation

*Supplementary provisions*

- 59 Transitional provision etc
- 60 Consequential amendments and repeals
- 61 Commencement
- 62 Short title and extent

---

SCHEDULES

SCHEDULE 1 — Meaning of “small goods vehicle”

- 1 For the purposes of section 2 a small goods 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 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...

SCHEDULE 3 — Qualifications for standard licence

*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) Any reference in paragraphs 1 to 4 to an...

*Appropriate financial standing*

- 6 (1) An applicant for, or the holder of, a standard...

*Professional competence*

- 7 In this Schedule references to “the requirement of professional competence”...
- 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 In relation to a certificate of professional competence which was...

*Transport manager to be notified of proceedings*

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

SCHEDULE 4 — Transfer of operating centres

*Transfers in connection with new licences*

- 1 (1) Where in the case of any application for an...
- 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...

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...

*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...

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...

*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...