

This Statutory Instrument has been made in consequence of a defect in S.I.1999/2431 and is being issued free of charge to all known recipients of that Statutory Instrument.

STATUTORY INSTRUMENTS

2004 No. 3223

PUBLIC PASSENGER TRANSPORT

**The Public Service Vehicle Operators (Qualifications)
(Amendment) Regulations 2004**

<i>Made</i> - - - -	<i>7th December 2004</i>
<i>Laid before Parliament</i>	<i>9th December 2004</i>
<i>Coming into force</i> - -	<i>1st January 2005</i>

The Secretary of State for Transport, being a Minister designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the regulation and supervision of the qualifications of persons engaged in road transport, in exercise of the powers conferred upon him by that section hereby makes the following Regulations:

1.—(1) These Regulations may be cited as the Public Service Vehicle Operators (Qualifications) (Amendment) Regulations 2004.

(2) These Regulations shall come into force on 1st January 2005.

(3) These Regulations do not extend to Northern Ireland.

2.—(1) The Public Passenger Vehicles Act 1981(c) shall be amended as follows.

(2) In paragraph 2(2) of Schedule 3 for “such a licence authorising the use of vehicles for international operations” substitute “a standard licence”.

Signed by authority of the Secretary of State for Transport

7th December 2004

Charlotte Atkins
Parliamentary Under Secretary of State
Department for Transport

(a) S.I. 1975/1707.

(b) 1972 c.68.

(c) 1981 c.14; paragraph 2(2) of Schedule 3 was substituted by regulation 3 of the Public Service Vehicle Operators (Qualifications) Regulations 1999 S.I. 1999/2431.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend paragraph 2 of Schedule 3 to the Public Passenger Vehicles Act 1981. Paragraph 2, as currently worded, prescribes the requirements which an applicant for, or holder of, a PSV operator's licence must meet in order to be of appropriate financial standing, but does not apply to national operations.

The amendment applies the prescribed minimum amounts for capital and reserves to standard PSV operator's licences, both national and international.

The amendment is made in implementation of Council Directive 98/76/EC of 1st October 1998 (O.J. L277 14th October 1998, page 17), which amended Council Directive 96/26/EC of 29th April 1996 on the admission to the occupation of road haulage operator and road passenger transport operator in national and international transport operations (O.J. L124 23rd May 1996, page 1).

A Regulatory Impact Assessment of the affect of this instrument, and of the Goods Vehicle Operators (Qualifications) (Amendment) Regulations 2004, on the costs of business has been prepared and is available from the Department for Transport, Buses and Taxis Division, Great Minster House, 76 Marsham Street, London SW1P 4DR.

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