STATUTORY RULES OF NORTHERN IRELAND

2019 No. 6

ROAD TRAFFIC AND VEHICLES CANALS AND INLAND WATERWAYS

The Road Traffic and Vehicles and Waterways (Amendment) Regulations (Northern Ireland) 2019

Made - - - -	*21st January 2019*
Coming into operation	*18th February 2019*

The Department for Infrastructure(**1**) is designated for the purposes of section 2(2) of the European Communities Act 1972(**2**) in relation to—

(a) compulsory insurance(**3**);

(b) measures relating to the carriage of passengers and goods by road(**4**);

(c) the regulation and supervision of qualifications of persons engaged in road transport(**5**);

(d) the regulation of the type, description, construction or equipment of vehicles, the regulation and supervision of the working conditions of persons engaged in road transport, and the testing of roadworthiness of motor vehicles and their trailers(**6**);

(e) measures relating to the organisation of working time(**7**);

(f) transport of dangerous goods(**8**);

(g) the environment(**9**).

The Department for Infrastructure makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972.

(**1**) Formerly the Department for Regional Development; see section 1(6) and (11) of, and Schedule 1 to, The Departments Act (Northern Ireland) 2016 (2016 c. 5 (N.I.)). Pursuant to section 1(9) of that Act, the Department of the Environment is dissolved.
(**2**) 1972 c.68; section 2(2) is amended by section 27(1)(a) of the Legislative Reform Act 2006 (c. 51) and by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c. 7)
(**3**) S.I. 1972/1811
(**4**) S.I. 1996/266
(**5**) S.I. 1975/1707
(**6**) S.I. 1972/1811, S.I. 1975/1707 and S.I. 1977/1718
(**7**) S.I. 1997/1174
(**8**) S.I. 1996/266
(**9**) S.I. 2008/301

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Road Traffic and Vehicles and Waterways (Amendment) Regulations (Northern Ireland) 2019 and shall come into operation on 18th February 2019.

(2) The Interpretation Act (Northern Ireland) 1954(**10**) shall apply to these Regulations as it applies to an Act of the Assembly.

Amendment of the European Communities (Motor Vehicles: Compulsory Insurance) Regulations

2.—(1) The European Communities (Motor Vehicles: Compulsory Insurance) (Northern Ireland) Regulations 1973(**11**) are amended in accordance with paragraphs (2) to (4).

(2) In regulation 2(1) for the definition of "the Ministry" substitute ""the Department" means the Department for Infrastructure;".

(3) In regulation 6(1) for "the Ministry" substitute "the Department".

(4) In regulation 7(4) for "the Ministry, the Ministry" substitute "the Department, the Department".

Amendment of the Carriage of Goods (Prohibition of Discrimination) Regulations

3. In regulation 2(1) of the Carriage of Goods (Prohibition of Discrimination) Regulations (Northern Ireland) 1976(**12**) in the definition of "the Department" for "Department of the Environment" substitute "Department for Infrastructure".

Amendment of the Road Transport (Qualifications of Operators) (Amendment) Regulations

4. For regulation 2 (interpretation) of the Road Transport (Qualifications of Operators) (Amendment) Regulations (Northern Ireland) 1981(**13**) substitute—

"**2.** 2. In these Regulations—

"the Act of 1967" means the Transport Act (Northern Ireland) 1967(**14**);

"the Department" means the Department for Infrastructure." .

Amendment of the Public Service Vehicles Regulations

5. In regulation 3(1) (interpretation) of the Public Service Vehicles Regulations (Northern Ireland) 1985(**15**) after the definition of "the Construction and Use Regulations" insert—

""the Department" means the Department for Infrastructure;".

Amendment of the European Communities (International Passenger Services) Regulations

6. In regulation 3(1) (interpretation) of the European Communities (International Passenger Services) Regulations (Northern Ireland) 1987(**16**) in the definition of "Department" for "Department of the Environment" substitute "Department for Infrastructure".

(**10**) 1954 c. 33 (N.I.)
(**11**) S.R. 1973 No. 448
(**12**) S.R. 1976 No. 375
(**13**) S.R. 1981 No. 2
(**14**) 1967 c. 37 (N.I.)
(**15**) S.R. 1985 No. 123 relevant amending Regulations are S.R. 1995 No. 446 and S.R. 2000 No. 149
(**16**) S.R. 1987 No. 383

Amendment of the Passenger and Goods Vehicles (Recording Equipment) Regulations

7. In regulation 2(1) (interpretation) of the Passenger and Goods Vehicles (Recording Equipment) Regulations (Northern Ireland) 1996(**17**) in the definition of "Department" for "Department of the Environment for Northern Ireland" substitute "Department for Infrastructure".

Amendment of the Road Vehicles (Testing) (Disclosure of Information) Regulations

8.—(1) The Road Vehicles (Testing) (Disclosure of Information) Regulations (Northern Ireland) 2003(**18**) are amended in accordance with paragraphs (2) and (3).

(2) In regulation 1 (citation, commencement and interpretation) after paragraph (2) insert—

"(3) In these Regulations "the Department" means the Department for Infrastructure.".

(3) In regulation 2 (disclosure of testing information to member State competent authorities) for "Department of the Environment" substitute "Department".

Amendment of the Road Transport (Working Time) Regulations

9. In regulation 2(2) (interpretation) of the Road Transport (Working Time) Regulations (Northern Ireland) 2005(**19**) after the definition of "the Community Drivers' Hours Regulation" insert—

""the Department" means the Department for Infrastructure;".

Amendment of the Drainage (Environmental Impact Assessment) Regulations

10. In regulation 2(1) (interpretation) of the Drainage (Environmental Impact Assessment) Regulations (Northern Ireland) 2006(**20**) in the definition of "the Department" for "Department of Culture, Arts and Leisure" substitute "Department for Infrastructure".

Amendment of the Passenger and Goods Vehicles (Recording Equipment) (Tachograph Card) Regulations

11. In regulation 2(1) (interpretation) of the Passenger and Goods Vehicles (Recording Equipment) (Tachograph Card) Regulations (Northern Ireland) 2007(**21**) in the definition of "the Department" for "Department of the Environment" substitute "Department for Infrastructure".

Amendment of the Community Drivers' Hours and Recording Equipment (Exemptions and Supplementary Provisions) Regulations

12. In regulation 2(1) (interpretation) of the Community Drivers' Hours and Recording Equipment (Exemptions and Supplementary Provisions) Regulations (Northern Ireland) 2009(**22**) after the definition of "the Community Recording Equipment Regulation" insert—

""the Department" means the Department for Infrastructure;".

(**17**) S.R. 1996 No. 145
(**18**) S.R. 2003 No. 8
(**19**) S.R. 2005 No. 241 relevant amending Regulation is S.R. 2012 No. 169
(**20**) S.R. 2006 No.34
(**21**) S.R. 2007 No. 36 relevant amending Regulations are S.R. 2011 No. 235 and S.R. 2016 No. 343
(**22**) S.R. 2009 No. 91