1978 No. 18

ROAD TRAFFIC AND VEHICLES

The Community Drivers' Hours Rules (Temporary Modifications) Regulations (Northern Ireland) 1978

Made . . . . . 17*th January* 1978

Coming into operation . . . 6*th February* 1978

The Department of the Environment, being a Department designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the regulation and supervision of working conditions of persons engaged in road transport, in exercise of the powers conferred by that section, and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Community Drivers' Hours Rules (Temporary Modifications) Regulations (Northern Ireland) 1978 and shall come into operation on 6th February 1978.

Interpretation

2.—(1) In these Regulations—

"the Community Drivers' Hours Regulation" means Council Regulation (EEC) No. 543/69 on the harmonisation of certain social legislation relating to road transport(c), as amended by Council Regulations (EEC) Nos. 514/72(d), 515/72(e) and 2827/77(f);

"the Commission decision" means the decision of the Commission of the European Communities which has been taken under Council Regulation (EEC) No. 2827/77 of 12th December 1977 (amending the Community Drivers' Hours Regulation), on an application by the United Kingdom Government under the said Council Regulation (EEC) No. 2827/77, and which authorises that Government to take measures with respect to national road transport operations for a period until 31st December 1980 derogating from Articles 7, 11 and 12 of the Community Drivers' Hours Regulation.

(2) The interpretation Act (Northern Ireland) 1954(g) shall apply to the interpretation of these Regulations as it applies to a Measure of the Northern Ireland Assembly.

Temporary modifications

3. Pursuant to the Commission decision the provisions of Articles 7 (which relates to driving periods) and 11 and 12 (which relate to daily and weekly rest periods) of the Community Drivers' Hours Regulation shall, until 31st December 1980, have effect in relation to national transport operations in Northern Ireland as follows:—

(a) S.I. 1975/1707 (1975 III, p. 5814)
(b) 1972 c. 68
(c) O.J. No. L 77/49 of 29.3.69
(d) O.J. No. L 67/1 of 20.3.72
(e) O.J. No. L 67/11 of 20.3.72
(f) O.J. No. L 334/1 of 12.12.77
(g) 1954 c. 33 (N.I.)

(*a*) as respects the carriage of goods, subject to the modifications specified in Part I of the Schedule, and

(*b*) as respects the carriage of passengers, subject to the modifications specified in Part II of the Schedule,

and each such modification shall have effect during the period shown in relation thereto in the Schedule; and Article 8 (breaks in driving) of the Community Drivers' Hours Regulation shall apply in accordance with the modified continuous driving periods set out in the Schedule.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 17th January 1978.

(L.S.)

E. A. Simpson
Assistant Secretary