1974. No. 210 **[C]**

ROAD FREIGHT TRANSPORT LICENSING

Exemption

REGULATIONS, DATED 21ST AUGUST 1974, MADE BY THE DEPARTMENT OF THE ENVIRONMENT FOR NORTHERN IRELAND UNDER SECTION 45(*i*) OF THE TRANSPORT ACT (NORTHERN IRELAND) 1967.

The Department of the Environment for Northern Ireland in exercise of the powers conferred on it by section 45(*i*) of the Transport Act (Northern Ireland) 1967(**a**) and paragraph 2(1) and (2) of Schedule 1 to the Northern Ireland Act 1974(**b**) and of every other power enabling it in that behalf hereby makes the following regulations:

Citation

1. These regulations may be cited as the Road Freight Transport Licensing (Exemption) Regulations (Northern Ireland) 1974.

Revocation

2. The Road Freight Transport Licensing (Exemption) Regulations (Northern Ireland) 1972(**c**) are hereby revoked.

Interpretation

3. In these regulations—

"Community obligation" has the same meaning as in Part II of Schedule 1 to the European Communities Act 1972(**d**).

Exemption from licensing requirements

4. The provisions of section 17(2) of the Transport Act (Northern Ireland) 1967 (which prohibits the use of a motor vehicle on a road to carry goods for reward except under a road freight vehicle licence) shall not apply to or effect a motor vehicle authorised for such use elsewhere than in the United Kingdom—

(i) which if it were used in Great Britain for purposes and in circumstances corresponding to those for which it is being used in Northern Ireland, would by virtue of regulations made for the purpose of implementing any Community obligation or any agreement relating to the international carriage of goods by road which has been applied to Northern Ireland, be exempt from the requirement for the user to hold an Operator's Licence under section 60 of the Transport Act 1968(**e**); or

(ii) which carries a permit valid for the journey on which the goods are being carried issued with the authority of the Secretary of State for the Department of the Environment such as, if the vehicle were used in Great Britain for purposes and in circumstances corresponding to those for which it is being used in Northern Ireland, would satisfy

(a) 1967. c. 37 (N.I.).
(b) 1974. c. 28.
(c) S.R. & O. (N.I.) 1972, No. 134.
(d) 1972. c. 68.
(e) 1968. c. 73.