1969. No. 310 **[C]**

PUBLIC SERVICE VEHICLES

REGULATIONS, DATED 25TH NOVEMBER 1969, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 19 OF THE MOTOR VEHICLES (TRAFFIC AND REGULATION) ACT (NORTHERN IRELAND) 1926, SECTION 72 OF THE ROAD TRAFFIC ACT (NORTHERN IRELAND) 1955 AND SECTION 21 OF THE ROAD TRAFFIC ACT (NORTHERN IRELAND) 1967.

The Ministry of Home Affairs in exercise of the powers vested in it by Section 19 of the Motor Vehicles (Traffic and Regulation) Act (Northern Ireland) 1926(**a**), Section 72 of the Road Traffic Act (Northern Ireland) 1955(**b**), Section 21 of the Road Traffic Act (Northern Ireland) 1967(**c**) and of all other powers enabling it in that behalf with the approval of the Ministry of Finance for Northern Ireland in regard to the provisions contained in Regulation 2(9) and (13) hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Public Service Vehicles (Amendment) (No. 2) Regulations (Northern Ireland) 1969 and shall come into operation on 1st January 1970.

Regulations Amended

2. The Public Service Vehicles Regulations (Northern Ireland) 1965(**d**) shall have effect as though:—

(1) For paragraph (1) of Regulation 12 there were substituted the following paragraph:—

"*Disc and licence*

12.—(1) If the public service vehicle is found fit for public use the Inspector of Vehicles shall cause a disc to be affixed thereto in his presence, together with such mark or marks as the Ministry may from time to time direct, and shall at the same time determine the seating capacity of the vehicle in accordance with the provisions of Regulation 19. The disc shall be fitted to the left lower corner of the windscreen of each vehicle and the licensee shall provide the means of attachment for the disc."

(2) For the proviso to Regulation 14(3) there were substituted the following proviso:—

"Provided that—

(*a*) in the case of a motor hackney carriage licensed to stand or ply for hire a sign bearing the word "TAXI" or the words "FOR HIRE" may be displayed on the vehicle in a manner approved by the licensing officer; and

(*b*) suitable advertisements may be allowed on the inside of a motor hackney carriage subject to the approval of the licensing officer."

(**a**) 16 & 17 Geo. 5. c. 31 (N.I.).
(**b**) 1955. c. 27.
(**c**) 1967. c. 38 (N.I.).
(**d**) S.R. & O. (N.I.) 1965, No. 161.

(3) For Regulation 16 there were substituted the following Regulation:—

"*Defacement of licence or disc*

16. Any licence or disc defaced or upon which there is an erasure shall be void."

(4) For paragraph (4) of Regulation 19 there were substituted the following paragraph:—

"(4)(*a*) The number of passengers carried on an omnibus shall not exceed the seating capacity ascertained in accordance with the provisions of the preceding paragraph: Provided that:—

(i) for the purpose of this sub-paragraph a child under the age of five years shall not be regarded as a person;

(ii) where only children and, if any, not more than six necessary attendants are carried on a vehicle, then in reckoning the number of seated passengers carried on that vehicle three children not exceeding 15 years of age may be reckoned as two passengers, save that in the case of an omnibus with a seating capacity for not more than 12 passengers not more than 9 such children shall be so reckoned;

(iii) an omnibus which carries a conductor or in respect of which an authorisation has been given under Regulation 32 may carry a number of standing passengers not exceeding one-third of the number of passengers for which the vehicle, or in the case of a double-decked vehicle the lower deck, has seating capacity, or eight, whichever number is the lesser, if the standing passengers are taken up during the hours of peak traffic or in circumstances in which undue hardship would be caused to such passengers if they were not carried in the vehicle; but no standing passengers shall be carried:—

(*i*) on the upper deck of a double-decked vehicle;

(*ii*) on that part of any gangway of a vehicle forward of the rearmost part of the driver's seat;

(*iii*) on an omnibus with a seating capacity for not more than 12 passengers.

(*b*) The conductor, or where there is no conductor the driver, of an omnibus shall not permit any breach of this paragraph."

(5) In paragraph (5) of Regulation 19 the words "single-decked" were deleted.

(6) Regulation 21 were omitted.

(7) At the end of Regulation 22 there were added the words "and at any time during the currency of such a licence".

(8) After Regulation 22 there were inserted the following Regulation:—

"*Duration of Drivers' and Conductors' Licences*

22A. A licence to act as a driver or conductor of a public service vehicle shall, if not revoked or suspended, be in force for three years."

(9) For Regulation 23 there were substituted the following Regulation:—

"*Fees for Drivers' and Conductors' Licences*

23. The fee shall be twenty shillings for a licence to act as driver or conductor of a public service vehicle and such licence shall be respectively in the Form No. 10 or 11 in the First Schedule."

(10) In the proviso to Regulation 26 after the words "to act" there were inserted the words "as the conductor of a public service vehicle or".