1963. No. 75 [C]

MOTOR VEHICLES

International Motor Insurance Card

REGULATIONS, DATED 10TH APRIL, 1963, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER THE ROAD TRAFFIC ACTS (NORTHERN IRELAND) 1926 TO 1955.

The Ministry of Home Affairs, in exercise of the powers vested in it by the Road Traffic Acts (Northern Ireland) 1926 to 1955, and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

Commencement and Citation

1. These Regulations may be cited as the Motor Vehicles (International Motor Insurance Card) (Northern Ireland) Regulations 1963, and shall come into operation on the 15th day of April, 1963.

Revocations

2. The Motor Vehicles (International Motor Insurance Card) (Northern Ireland) Regulations 1957(**a**) and the Motor Vehicles (International Motor Insurance Card) (Amendment) (Northern Ireland) Regulations 1957(**b**) are hereby revoked.

Interpretation

3. In these regulations—

"the Act" means the Motor Vehicles and Road Traffic Act (Northern Ireland) 1930(**c**);

"British Bureau" means the Motor Insurers' Bureau incorporated under the Companies Act 1929 of the Parliament of the United Kingdom(**d**), and having its registered office at Aldermary House, Queen Street, London, E.C.4;

"Foreign Bureau" means a central organisation set up by motor insurers in any country outside the United Kingdom, the Isle of Man and the Channel Islands for the purpose of giving effect to international arrangements for the insurance of motorists against third-party risks when entering countries where insurance against such risks is compulsory, and with which organisation the British Bureau has entered into such an arrangement;

"hired motor vehicle" means a motor vehicle which is:—

(*a*) designed for private use and with seats for not more than eight persons excluding the driver, and

(*b*) specified in an insurance card, and

(*c*) last brought into Northern Ireland by a person making only a temporary stay therein, and

(*d*) owned and let for hire by a person whose business includes the letting of vehicles for hire and whose principal place of business is outside the United Kingdom;

(**a**) S.R. & O. (N.I.) 1957, No. 90.
(**b**) S.R. & O. (N.I.) 1957, No. 155.
(**c**) 20 & 21 Geo. 5. c. 24 (N.I.).
(**d**) 19 & 20 Geo. 5. c. 23.

"hiring visitor" means a person to whom a hired motor vehicle is let on hire, who is making only a temporary stay in Northern Ireland and is named as the insured or user of that vehicle in the insurance card in which that vehicle is specified;

"insurance card" means an international motor insurance card issued under the authority of a Foreign Bureau or of the British Bureau which is green in colour and, either in English or a foreign language, in the form specified in Part I of the Schedule and which in the case of any entry into the United Kingdom of the motor vehicle specified in the card during the period of validity so specified has attached thereto—

(*a*) in the case of a first entry, one or more pages green in colour and, either in English or a foreign language, in the form specified in Part II of the said Schedule, each of which said pages is hereinafter referred to as a "duplicate page"; or

(*b*) in the case of any subsequent entry, that part of a duplicate page which is headed "attestation of competent authorities" and which relates to the entry "arrival", which said part is hereinafter referred to as a "counterfoil";

"the Ministry" means the Ministry of Home Affairs for Northern Ireland;

"registration authority" means the Royal Automobile Club or the Automobile Association, except that where neither of these bodies is represented at the place of entry of the visitor into Northern Ireland and the visitor applies for a licence under the Vehicles (Excise) Act (Northern Ireland) 1954(a), then "registration authority" means the licensing authority to whom the visitor may produce an insurance card for the purposes of regulation 8;

"the required particulars" means the particulars specified in regulation 9(2) with respect to an insurance card and required to be furnished by a visitor in accordance with regulation 9(1);

"trade licence" has the same meaning as in the Vehicles (Excise) Act (Northern Ireland) 1954;

"visitor" means a person bringing a motor vehicle into Northern Ireland, making only a temporary stay therein and named in an insurance card as the insured or user of the vehicle, and includes a hiring visitor who brings a hired motor vehicle into Northern Ireland, but no other hiring visitor.

Validity of insurance card

4.—(1) An insurance card shall be valid for the purpose of these regulations only if—

(*a*) the cards bears on page 1 thereof the name of the Foreign Bureau or the British Bureau, as the case may be, under whose authority the card was issued;

(*b*) the motor vehicle specified in the card is brought into the United Kingdom during the period of validity so specified;

(*c*) the application of the card in Northern Ireland is indicated thereon;

(*d*) all relevant information provided for in the card has been inscribed therein;

(*e*) the card has been duly signed by the visitor, by the insurer named in the card and, in the case of a hired motor vehicle, by every hiring visitor who is named in the card as the insured or user thereof;

(a) 1954. c. 17.

(*f*) the provisions of regulation 9 in so far as they are applicable have been complied with as respects the required particulars, the production of the card and the surrender of the duplicate page.

(2) The information required to be inscribed in paragraphs (2), (3) and (8) on page 3 of the card is:—

(*a*) in the said paragraph (2), the name of the Foreign Bureau or the British Bureau, as the case may be, under whose authority the card was issued; and

(*b*) in the said paragraph (3), the name and address of the insured visitor and of every person who is, as respects a hired motor vehicle, a hiring visitor, and

(*c*) in the said paragraph (8), the name and address of the insurer authorised to issue the card by the Foreign Bureau or the British Bureau, as the case may be and by whom the card was issued.

Third-party risks arising out of the use of motor vehicles by visitors

5.—(1) As respects the use on a road of a motor vehicle specified in a valid insurance card, being use by the visitor to whom the card was issued, or by any hiring visitor named therein, or by any other person on the order or with the permission of the said visitor or of any such hiring visitor, section 6 of the Act shall have effect as though the said card were a policy of insurance complying with the requirements of and having effect for the purposes of Part II of the Act in relation to such use:

Provided that where the said motor vehicle remains in the United Kingdom after the expiry of the period of validity specified in the card, then as respects any period whilst it so remains during which the vehicle is in Northern Ireland the said card shall not be regarded as having ceased to be in force for the purposes of the said section 6 by reason only of effluxion of the period of validity specified in the card.

For the purposes of this paragraph a motor vehicle shall be deemed not to have left the United Kingdom whilst it is only in transit between different parts of the United Kingdom.

(2) Any reference in this regulation and in the next two following regulations to the use on a road of a motor vehicle shall not include any use of the vehicle for the purpose of delivering it to or for the visitor at some place other than the place of entry of the vehicle into Northern Ireland, which is authorised under a trade licence.

Claims

6.—(1) For the purposes of section 11 of the Act, a valid insurance card shall have effect as though it were a certificate of insurance issued by an authorised insurer and in relation to any claim in respect of any such liability as is required to be covered by a policy of insurance under section 7 of the Act and arising out of the use on a road of a motor vehicle specified in such a card by the visitor to whom it was issued, by any hiring visitor named therein, or by any other person on the order or with the permission of the said visitor or of any such hiring visitor, the person against whom the claim is made shall in lieu of making the statement and giving the particulars referred to in section 21(1) of the Motor Vehicles and Road Traffic Act (Northern Ireland) 1934(a), give to the person making the claim, on his demand, the serial letter or letters and number shown in the card, the name of the Bureau under whose authority it was issued and the name and address of the person specified therein as the insured.

(a) 24 & 25 Geo. 5. c. 15 (N.I.).

(2) Any person making or intending to make any such claim as is mentioned in the preceding paragraph shall give notice of the claim in writing to the British Bureau as soon as practicable after the happening of the event out of which the claim arose specifying the nature of the claim and against whom it is made or intended to be made.

Evidence in civil proceedings

7. In any civil proceedings in respect of any such liability as is required to be covered by a policy of insurance under section 7 of the Act and arising out of the use on a road of a motor vehicle specified in a valid insurance card, the production of the duplicate page surrendered to a registration authority in accordance with the provisions of regulation 9 or to an authority appointed under the law of Great Britain for the purpose in accordance with that law shall be evidence that the person specified in the card as the insured has duly signed the form of authority specified in paragraph (4) on page 4 of the card unless the contrary is proved.

Production of insurance card on application for excise licence

8. Any visitor or hiring visitor applying for a licence under the Vehicles (Excise) Act (Northern Ireland) 1954 for a motor vehicle specified in a valid insurance card in which he is named as the insured may, during the period of validity specified in the card, in lieu of producing to the licensing authority such evidence as is required by Part I of the Motor Cars (Third Party Risks) (Northern Ireland) Regulations 1934(a), produce such a card to the licensing authority.

Production of insurance cards to, and duties of, registration authorities

9.—(1) Subject to the provisions of this regulation, every visitor to whom an insurance card has been issued in respect of a motor vehicle brought by him into Northern Ireland shall comply with the following provisions of this paragraph:—

(*a*) in the case of the first entry of the vehicle into Northern Ireland during the period of validity specified in the card or after the expiry of the said period if the said card is then in force for the purposes of section 6 of the Act, the visitor shall at the relevant time and place furnish such particulars with respect to the card as are specified in the next following paragraph, produce the card and surrender the duplicate page (without its counterfoil) with all relevant information inscribed therein to a registration authority, who shall thereupon insert in the counterfoil in the appropriate space the date and place of such entry; and

(*b*) in the case of any subsequent entry of the vehicle into Northern Ireland during the said period of validity or after the expiry of the period if the said card is then in force for the purposes of section 6 of the Act, the visitor shall at the relevant time and place furnish such particulars with respect to the card as are specified in the next following paragraph, produce the card and surrender the duplicate page (without its counterfoil) with all relevant information inscribed therein, if the duplicate page has not been previously surrendered, to a registration authority, who shall thereupon insert in the counterfoil of the relevant duplicate page in the appropriate space the date and place of such subsequent entry.

In this paragraph, the expression "the relevant time and place" means—

(a) S.R. & O. (N.I.) 1934, No. 109.

(i) the time and place at which the particular entry into Northern Ireland of the vehicle is made or, in the absence of any registration authority at that place, any time within forty-eight hours after the entry of the vehicle and any place; or

(ii) if, in the case of any entry of the vehicle into Northern Ireland, the vehicle is to be delivered to or for the visitor at some place in Northern Ireland other than the place of entry, any time before the vehicle is used on a road after such delivery and any place; or

(iii) if, in the case of any entry of the vehicle into Northern Ireland, the visitor is desirous of furnishing the said particulars and otherwise complying with the requirements of this paragraph at some place in Northern Ireland other than the place of entry and for the purposes of enabling the vehicle to be used on roads in the meantime, otherwise than in the circumstances and during the period referred to in (i) above, obtains in relation to such use a temporary policy of insurance complying with the requirements of and having effect for the purpose of Part II of the Act for any period not exceeding one month, any time during which the said policy is in force and any place.

(2) The required particulars to be furnished by a visitor with respect to an insurance card under the preceding paragraph shall be as follows:—

(i) the serial letter or letters and number shown in the card;

(ii) the name and home address of the visitor to whom the card has been issued and either the address in the United Kingdom of the visitor or, if none, the name and address in the United Kingdom of some other person through whom he may be contacted while in the United Kingdom;

(iii) the registration number of the motor vehicle specified in the card and the name of the country in which that vehicle is registered or, if no registration number is specified in the card, the chassis number or engine number of the said motor vehicle;

(iv) the date and place of entry into Northern Ireland of the motor vehicle specified in the card; and

(v) a statement whether or not a duplicate page of the card has been previously surrendered by the visitor to a registration authority during the period of validity specified in the card.

(3) In the case where a duplicate page is surrendered to a registration authority, the required particulars shall be recorded by that authority on the back of any duplicate page in which the required particulars have not already been recorded; and in the case where no duplicate page is surrendered, the required particulars shall be recorded by a registration authority in a form issued or approved by the Ministry.

(4) Where during the period of validity specified in an insurance card or during any period after the expiry thereof when the card is in force for the purposes of section 6 of the Act the vehicle specified in the card is brought into Northern Ireland from Great Britain, compliance with the provisions of sub-paragraph (*a*) or, as the case may be, (*b*) of paragraph (1) shall not be required except where the duplicate page has not previously been surrendered in accordance with the law of Great Britain to an authority appointed under that law for that purpose or surrendered to a registration authority in accordance with the provisions of this regulation.