International Motor Insurance Card

REGULATIONS DATED 23RD DAY OF DECEMBER, 1952, MADE BY THE MINISTRY OF COMMERCE UNDER THE MOTOR VEHICLES AND ROAD TRAFFIC ACTS (NORTHERN IRELAND), 1926 TO 1945.

1952. No. 230

The Ministry of Commerce, in exercise of the powers vested in it by the Motor Vehicles and Road Traffic Acts (Northern Ireland), 1930 and 1934 (**a**), section 12 of the Roads Act, 1920 (**b**), and of all other powers on that behalf thereunto enabling it, 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, 1952, and shall come into operation on the 1st day of January, 1953.

Revocation

2. Part II of the Motor Cars (Third Party Risks) (Northern Ireland) Regulations, 1934 (**c**), is hereby revoked except in relation to any motor vehicle in Northern Ireland at the coming into operation of these Regulations or brought into Northern Ireland within two months thereafter and so long as the vehicle continues to remain in Northern Ireland.

Interpretation

3.—(1) In these Regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them :—

" 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 60 Watling 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 ;

" insurance card " means an international motor insurance card provided by a Foreign Bureau or by 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 to these Regulations 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) 20 & 21 Geo. 5 Ch. 24 (N.I.) and 24 & 25 Geo. 5 Ch. 15 (N.I.).
(b) 10 & 11 Geo. 5 c.72. (c) S. R. & O. (N.I.) 1934 No. 109.
(d) 19 & 20 Geo. 5 c.23.

(*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 ", which said part is hereinafter referred to as a " counterfoil " ;

" registration authority " means the Royal Automobile Club or the Automobile Association ;

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

" trade licence " has the same meaning as in section 9 Roads Act, 1920, as amended by section 5 Finance Act (Northern Ireland), 1922 (**a**) ;

" visitor " means a person bringing a motor vehicle into Northern Ireland making only a temporary stay therein and named as the insured in an insurance card.

(2) Any reference in these Regulations to any enactment shall be construed as a reference to that enactment as amended by any subsequent enactment.

(3) The Interpretation Act, 1889 (**b**), as applied to Northern Ireland by the Interpretation Act, 1921 (**c**), shall apply for the purposes of the interpretation of these Regulations as it applies for the purpose of the interpretation of an Act of Parliament.

Validity of insurance card

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

(*a*) the card bears on page 1 thereof the name of the Foreign Bureau or the British Bureau, as the case may be, by which the card was provided ;

(*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 particulars provided for in the card have been inserted therein ;

(*e*) the card has been duly signed by the visitor and the insurer named in the card ; and

(*f*) the provisions of Regulation 9 of these Regulations in so far as they are appplicable have been complied with as respects the particulars required to be furnished, the production of the card, and the surrender of the duplicate page.

(2) The particulars required to be entered in paragraphs (2) and (11) on page 3 of the card are —

(a) 12-13 Geo. 5 Ch. 18 (N.I.). (b) 52 & 53 Vict., c.63. (c) 12 Geo. 5 Ch. 4 (N.I.).

(*a*) in paragraph (2), the name of the Foreign Bureau or the British Bureau, as the case may be, by which the card was provided ; and

(*b*) in paragraph (11), the name of the insurer authorised to issue the card by the Foreign Bureau or the British Bureau, as the case may be.

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

5.—(1) As respects the use on a road by a visitor or by any other person on his order or with his permission of a motor vehicle specified in a valid insurance card issued to that 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 purpose 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 succeeding 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.

6.—(1) For the purpose 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 paragraph (*b*) of subsection (1) of section 7 of the Act and arising out of the use on a road of a motor vehicle specified in the card by the visitor to whom it was issued or by any other person on his order or with his permission, the person against whom the claim is made shall in lieu of making the statement and furnishing the particulars referred to in subsection (1) of section 21 of the Motor Vehicles and Road Traffic Act (Northern Ireland), 1934, 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 by which it was provided and the name and address of the person specified therein as the insured.

(2) Any person making or intending to make any such claim as is mentioned in the preceding paragraph of this Regulation 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.

7. In any civil proceedings in respect of any such liability as is required to be covered by a policy of insurance under paragraph (*b*) of subsection (1) of 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 of these Regulations 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 2 of the card, unless the contrary is proved.

Production of insurance card on application for motor vehicle licence

8. Any visitor applying for a licence under section 13 of the Finance Act, 1920 (**a**), for a motor vehicle specified in a valid insurance card issued to him 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, produce the card to the licensing authority.

Production of insurance card 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 of this Regulation, produce the card and surrender the duplicate page (without its counterfoil) with all relevant particulars inserted therein to a registration authority, who shall thereupon insert in the counterfoil in the appropriate space the date and place of such entry ;

(*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 of this Regulation, produce the card, and surrender the duplicate page (without its counterfoil) with all relevant particulars inserted therein if this has not already been done, to a registration authority, who shall thereupon insert in the

(a) 10 & 11 Geo. 5, c.18.

counterfoil of the relevant duplicate page in the appropriate space the date and place of such subsequent entry ; and

(*c*) in the case of any exit of the vehicle from Northern Ireland otherwise than to Great Britain, the visitor shall at the relevant time and place produce the card 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 exit.

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

(i) the time and place at which the particular entry into or exit from Northern Ireland of the vehicle is made or, in the absence of any registration authority at that place, any time and place within forty-eight hours after the entry or within forty-eight hours before the exit, as the case may be, of the vehicle ; 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 particulars with respect to an insurance card required to be furnished in accordance with the preceding paragraph of this Regulation shall be given in a form issued or approved by the Ministry, shall be signed by the visitor furnishing the same and shall be as follows :—

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

(*b*) the name, home address and address in the United Kingdom of the visitor to whom the card has been issued ;

(*c*) the registration number of the motor vehicle specified in the card and the name of the country in which that vehicle is registered ;

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

(*e*) a statement whether or not a duplicate page of the card has been previously surrendered by the visitor to a registration