



THE ROAD TRANSPORT ACT 2001

**THE ROAD TRANSPORT LICENSING COMMITTEE  
(GENERAL) REGULATIONS 2002**

*Approved by Tynwald*

*20<sup>th</sup> March 2002*

*Coming into Operation*

*1<sup>st</sup> April 2002*

In exercise of the powers conferred on the Department of Transport by sections 3, 24, 47 and 62(1) of the Road Transport Act 2001<sup>1</sup>, and of all other enabling powers, and after consultation with the Road Transport Licensing Committee and such representative bodies as the Department thinks fit, the following Regulations are here made: —

**1. Citation, commencement and interpretation**

(1) These Regulations may be cited as the Road Transport Licensing Committee (General) Regulations 2002 and, subject to section 62(6) of the Act, shall come into operation on the 1<sup>st</sup> April 2002.

(2) In these Regulations —

“the Act” means the Road Transport Act 2001;

“the Committee” means the Road Transport Licensing Committee;

“the Department” means the Department of Transport; and

“maximum permitted weight” has the same meaning as in regulation 71(3) of the Road Vehicles (Maintenance and Use) Regulations 1998<sup>2</sup>.

**2. Form of register and list**

(1) A register required to be maintained under section 3(1) of the Act shall be kept on a computer.

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<sup>1</sup> 2001 c.27

<sup>2</sup> SD 345/98

(2) A list required to be maintained under section 3(2) of the Act shall be kept on a computer, and shall include in respect of each operator the particulars required to be included in his licence by section 13(2) of the Act.

(3) The obligation on the Committee under section 3(4) of the Act to make any such register or list available for inspection shall be performed by making the entries therein available in visible and legible form.

**3. Custody etc. of licences, certificates and badges.**

(1) The following shall be kept safely and in good condition by the holder —

- (a) operator licences;
- (b) certification of registration of operators;
- (c) exemption certificates under section 6;
- (d) service licences under sections 25 or 29;
- (e) passenger vehicle drivers' licences under section 40; and
- (f) passenger vehicle drivers' badges,

and shall remain the property of the Committee.

(2) Any of the items mentioned in paragraph (1), shall be —

- (a) produced to an authorised officer on request;
- (b) returned to the Committee for amendment or replacement when any amendment has been authorised by the Committee under any provisions of the Act;
- (c) returned to the Committee for cancellation on expiry or revocation;
- (d) returned to the Committee on demand in the case of suspension of the licence or registration concerned, but shall not in such circumstances be cancelled by the Committee.

**4. Notification of vehicles**

(1) A registered operator or holder of an operator's licence shall within one month of any vehicle commencing to be used, or ceased to be used, under the registration or licence notify the Committee in writing of —

- (a) the registration number of the vehicle;
- (b) whether it is a passenger vehicle or a goods vehicle;

- (c) in the case of a passenger vehicle, its seating capacity and standing capacity (if any);
- (d) in the case of a goods vehicle, or a passenger vehicle constructed or adapted to carry more than 16 passengers in addition to the driver, its maximum permitted laden weight; and
- (e) the date on which the vehicle commenced or ceased to be so used, as the case may be.

(2) The obligation under paragraph (1) may be complied with by the supply to the Committee of a list of the vehicles for the time being used under the registration or licence, updated to the date mentioned in paragraph (1)(e).

## 5. Offences

Any person who fails to comply with a requirement under regulation 3 and 4 is guilty of an offence and liable on summary conviction to a fine not exceeding £500.

## 6. Repayment or partial repayment of fees

The Committee may order the repayment or partial repayment of any fees paid when an application for registration or licence is withdrawn with the consent of the Committee;

MADE

2002

20<sup>th</sup> February



Minister for Transport

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### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations make further provisions regarding the Road Transport Licensing Committee. They require the Committee to maintain registers of all licensed and registered operators of goods and passenger vehicles (reg.2) and provide for public inspection of these registers. Every licence, certificate and badge issued by the Committee shall be kept safely and in good condition by the holder under regulation 3, but remains the property of the Committee at all times. The Regulations also requires any licensed or registered operator to inform the Committee of any vehicle being used or intended for use (reg.4), and makes it an offence for any operator to disregard any of the requirements in regulations 3 and 4.