

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

Section 2(8).

PART I

AMENDMENTS CONSEQUENTIAL ON S 1

The Road Traffic Act 1960

1 At the end of section 115 of the Act of 1960 there shall be inserted the following subsection:—

“(2) For the purposes of this Part of this Act the licensing authority is—

- (a) on and after the transfer date within the meaning of the Vehicle and Driving Licences Act 1969, the Minister; and
- (b) before that date, the relevant council specified in section 101(1) of this Act as in force immediately before the coming into force of section 14 of that Act,”

2 Any reference in Part II of the Act of 1960 to a licensing authority shall be construed as a reference to the licensing authority.

3 The following provisions of the Act of 1960 shall cease to have effect, that is to say—

- in section 109(3) the words from " to be granted" to " was granted)" ;
- in section 112(1) the words from "by which the" to "resides" and the words " by which it was granted ", and in section 112(2) the words from "in whose area " onwards ;
- in section 113, paragraphs (b) and (c);
- in section 114(1) the words from "in the same manner" onwards.

The Vehicles (Excise) Act 1962

4 Subject to paragraphs 5 and 8 below, for any reference in the Act of 1962 to a county council within the meaning of that Act there shall be substituted a reference to the Minister.

5 In section 5(2) of the Act of 1962, for the words from " and of any " to " their county " there shall be substituted the words " the Minister and his officers (including any body or person authorised by the Minister to act as his agent for the purposes of this Act) shall have " .

6 In section 13(1) of the Act of 1962, for the words "the prescribed manner " there shall be substituted the words " such manner as the Minister thinks fit. "

Status: This is the original version (as it was originally enacted).

- 7 At the end of section 19(2) of the Act of 1962 there shall be inserted the words " and section 287 of that Act (which relates to the application of penalties) shall not apply to penalties recovered under or in pursuance of this Act ".
- 8 The following provisions of the Act of 1962 shall cease to have effect, that is to say—
- in section 5(1) the words from " in accordance " onwards, in section 5(3) the words from " and subject" to " this section ", in section 5(4) the words from " in such manner " onwards, and section 5(5) and (6);
 - in section 6(6) the words " if authorised so to do by the Minister " ;
 - in section 9(1) the words from " with which " onwards;
 - in section 11(1), paragraph (a);
 - in section 12(1) the words " in which his business premises are situated " and section 12(7) and (8);
 - in section 13(1) the words "issuing the licence" and "and the council which has registered it" ;
 - in section 21(2) the words from " in such manner " onwards;
 - sections 22, 23(4) and 24(5) and in section 24(1) the definition of " county " (including the provision relating to references to the council of a county).

The Local Government Act 1966

- 9 In section 33 of the Local Government Act 1966 the reference to the functions relating to highways shall include a reference to the relevant functions, and any reference in that section to a council or the Minister within the meaning of that section shall respectively be construed, in relation to the relevant functions, as a reference to a local authority or the Minister within the meaning of this Act.

In this paragraph " relevant functions" includes the Minister's functions under the Act of 1962 in relation to the Isles of Scilly and " local authority " includes the Council of the said Isles.

The Local Government (Scotland) Act 1966

- 10 In section 35 of the Local Government (Scotland) Act 1966—
- (a) in subsection (1), after the words " A local authority " there shall be inserted the words " within the meaning of section 113(1) of the Town and Country Planning (Scotland) Act 1947 ";
 - (b) after subsection (1) there shall be inserted the following subsection:—
 - “(1A) A local authority within the meaning of section 33 of the Vehicle and Driving Licences Act 1969 may enter into an agreement with the Minister of Transport for the placing at his disposal, for the purpose of any of the relevant functions within the meaning of the said Act of 1969, on such terms as may be provided by the agreement, of the services of persons employed by the local authority and of any premises, equipment and other facilities under their control.”
 - (c) in subsection (2), after the words " Secretary of State " there shall be inserted the words " or the Minister of Transport ";
 - (d) in subsection (3) the words from " local authority" to " and " in the second place where it occurs shall cease to have effect.

Status: This is the original version (as it was originally enacted).

The Finance Act 1967

- 11 For the references to a county council in section 12(2)(a) and (8) of the Finance Act 1967 there shall be substituted references to the Minister.

The Criminal Justice Act 1967

- 12 In section 56(10) of the Criminal Justice Act 1967, for paragraphs (a) and (b) there shall be substituted the words " send notice of the order to the Minister of Transport ", and for the words from " any such" onwards there shall be substituted the words " the Minister of Transport ".
Section 4(4).

PART II

AMENDMENTS CONSEQUENTIAL ON S.4

The Vehicles (Excise) Act 1962

- 13 The following provisions of the Act of 1962 shall cease to have effect, that is to say—
 section 2(1)(a), and in section 2(1)(b) and (c) the words from " running " onwards;
 in section 2(2)(a) the words "one calendar year or" and " other ";
 section 12(4).
- 14 In section 10(3) of the Act of 1962 for the word " months " in both places there shall be substituted the word " days " and for the words from " any " onwards there shall be substituted the words " that period being treated as 365 days in the case of a licence for twelve months and 120 days in the case of a licence for four months ".
- 15 In section 12(5) of the Act of 1962 for the words " calendar year" there shall be substituted the words " period of twelve months " and for the words " three months shall be eleven fortieths " there shall be substituted the words " four months shall be eleven thirtieths ".

The Finance Act 1967

- 16 In section 12(2) of the Finance Act 1967, for the words " one twelfth " there shall be substituted the words " one three-hundred-and-sixty-fifth ", for the words " calendar month or part of a calendar month " there shall be substituted the word " day " and for the words " calendar month immediately following that in " there shall be substituted the words " day following that on ".
- 17 In section 12(3) and (4) of the Finance Act 1967, for the words "month or part of a month" and the words "month or part" wherever else they occur there shall be substituted the word " day ".
- 18 In section 12(4) of the Finance Act 1967, for the words " at the beginning of " there shall be substituted the word " on ".