

82A. Motor vehicle pools and insurance

- (1) For the purposes of any contract of insurance, a motor vehicle shall be deemed not to be used for the carriage of passengers for hire, fare or reward by reason only of the carriage of passengers if the carriage is pursuant to a motor vehicle pooling arrangement.
- (2) For the purposes of subsection (1), a carriage of passengers is pursuant to a motor vehicle pooling arrangement if the carriage is —
 - (a) incidental to the main purpose of the journey;
 - (b) not the result of touting for passengers by the driver or any other person on any road; and
 - (c) pursuant to an arrangement for the carriage of the passengers for a consideration limited to —
 - (i) an undertaking by or on behalf of the passenger to carry the driver or a member of the driver's family on a similar journey; or
 - (ii) the payment of an amount which does not contain any element of profit in respect of the operation of the motor vehicle or the motor vehicle pool or any recompense for the time of the driver.

[Section 82A inserted by No. 48 of 1980 s.6.]