

---

## STATUTORY INSTRUMENTS

---

# 2007 No. 916

## The Road Traffic (Northern Ireland) Order 2007

### PART V

#### DRIVING INSTRUCTION

##### *Instructors and instruction businesses to be registered*

#### **Requirement of registration**

- 48.**—<sup>[F1]</sup>(1) A person must not give paid driving instruction of any prescribed description unless—
- (a) he is registered in Part 1 of the register in respect of the giving of that description of driving instruction; or
  - (b) he is registered in Part 2 of the register in respect of the giving of that description of driving instruction, the registration is not suspended and the instruction is being given in accordance with a right conferred by Part 2 of the Regulations of 2015.
- (1A) A person must not carry on a business in the provision of paid driving instruction of any prescribed description unless—
- (a) he is registered in Part 1 of the register in respect of the carrying on of business in the provision of that description of driving instruction; or
  - (b) he is registered in Part 2 of the register in respect of the carrying on of business in the provision of that description of driving instruction, the registration is not suspended and the instruction is being given in accordance with a right conferred by Part 2 of the Regulations of 2015.]
- (2) A person—
- (a) must not give paid driving instruction of any prescribed description unless prescribed arrangements as to the displaying of evidence that he is registered in respect of the giving of that description of driving instruction are complied with; and
  - (b) must not carry on business in the provision of paid driving instruction of any prescribed description unless prescribed requirements as to the displaying of evidence that he is registered in respect of the carrying on of business in the provision of that description of driving instruction are complied with.
- (3) In this Part “driving instruction” means instruction in relation to the driving of a motor vehicle.
- (4) Regulations under this Part which prescribe a description of driving instruction may do so by reference to—
- (a) the class of motor vehicle to which the instruction relates;
  - (b) the description of persons to whom the instruction is given or provided; or
  - (c) the nature of the instruction or where or how it is given or provided.

*Status: Point in time view as at 31/07/2017. This version of this provision has been superseded.*

*Changes to legislation: The Road Traffic (Northern Ireland) Order 2007, Section 48 is up to date with all changes known to be in force on or before 23 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

(5) For the purposes of this Part instruction is paid instruction if payment of money or money's worth is, or is to be, made for the instruction by or in respect of the person to whom the instruction is given or provided.

(6) Regulations may prescribe circumstances in which instruction provided free of charge shall be deemed to be given for payment of money by or in respect of the person to whom the instruction is given or provided.

(7) For the purposes of this Part a person is “registered” if his name is in [<sup>F2</sup>Part 1 or 2 of] the register together with—

- (a) an indication as to whether he is registered in respect of the giving of driving instruction or the carrying on of business in the provision of driving instruction (or both);
- (b) an indication as to the description of driving instruction in respect of which he is registered; and
- (c) such other particulars as may be prescribed,

and “registration” shall be construed accordingly.

(8) In this Part “the register” means the register established for the purposes of this Part under Article 51.

#### **Textual Amendments**

- F1** Art. 48(1)-(1A) substituted for art. 48(1) (31.7.2017) by [The Driving and Motorcycle Instructors \(Recognition of European Professional Qualifications\) Regulations \(Northern Ireland\) 2017 \(S.R. 2017/117\)](#), regs. 1(1), **3(3)(a)**
- F2** Words in art. 48(7) inserted (31.7.2017) by [The Driving and Motorcycle Instructors \(Recognition of European Professional Qualifications\) Regulations \(Northern Ireland\) 2017 \(S.R. 2017/117\)](#), regs. 1(1), **3(3)(b)**

#### **Modifications etc. (not altering text)**

- C1** Art. 48 excluded (2.8.2010) by [Motor Vehicles \(Driving Instruction\) Regulations \(Northern Ireland\) 2010 \(S.R. 2010/227\)](#), **regs. 20(1), 21**
- C2** Art. 48(2)(a) excluded (2.8.2010) by [Motor Vehicles \(Driving Instruction\) Regulations \(Northern Ireland\) 2010 \(S.R. 2010/227\)](#), **reg. 22**

**Status:**

Point in time view as at 31/07/2017. This version of this provision has been superseded.

**Changes to legislation:**

The Road Traffic (Northern Ireland) Order 2007, Section 48 is up to date with all changes known to be in force on or before 23 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.