

Status: Point in time view as at 01/02/1991. This version of this schedule contains provisions that are not valid for this point in time.

Changes to legislation: Hydrocarbon Oil Duties Act 1979, SCHEDULE 1 is up to date with all changes known to be in force on or before 07 April 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)

SCHEDULES

SCHEDULE 1

Section 27(1).

VEHICLES WHICH ARE NOT ROAD VEHICLES WITHIN THE MEANING OF THIS ACT

Vehicles excluded from definition of “road vehicle”

- 1 Any vehicle while it is not used on a public road and no vehicle excise licence is in force in respect of it.

[^{F1}Tractors

Textual Amendments

F1 Sch. 1 substituted (1.7.1995) by 1995 c. 4, s. 8(2)(3)

- 2 The following—
- (a) any vehicle exempted from vehicle excise duty by section 4(1)(h) of the ^{M1}Vehicles (Excise) Act 1971 (road construction vehicles) [^{F2}section 4(1)(i) of that Act (gritting vehicles)] section 7(1) of that Act (vehicles used only for passing to and from land in the same occupation) [^{F3}or section 7(3) of that Act (snow ploughs etc.)];
- [^{F4}(b) a special machine within the meaning of Schedule 3 to that Act;]
- (c) a road roller.

Textual Amendments

F2 Words substituted by Finance Act 1982 (c. 39, SIF 40:1), s. 3(2)

F3 Words added by Finance Act 1982 (c. 39, SIF 40:1), s. 3(2)

F4 Sch. 1 para. 2(b) substituted by Finance Act 1989 (c. 26, SIF 40:1), s. 8(2)

Marginal Citations

M1 1971 c. 10.

Interpretation

- 3 In paragraph 1 above “public road” means a road which is repairable at the public expense.

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Agricultural engines

- 4 In this Schedule “vehicle excise licence”, “vehicle excise duty” and “duty” means a licence and duty under the Vehicles (Excise) Act 1971; but a vehicle in respect of which there is current a certificate or document in the form of a licence issued in pursuance of regulations under section 23 of that Act shall be treated as a vehicle for which a road licence is in force.

Vehicles used between different parts of land

- 5 In the application of this Schedule to Northern Ireland, for any reference to the Vehicles (Excise) Act 1971 there shall be substituted a reference to the ^{M2}Vehicles (Excise) Act (Northern Ireland) 1972.

Marginal Citations

M2 [1972 c. 10 \(N.I.\)](#)

VALID FROM 01/07/1995

Mowing machines

- 6 A mowing machine is an excepted vehicle.

VALID FROM 01/07/1995

Snow clearing vehicles

- 7 A vehicle is an excepted vehicle when it is—
 (a) being used, or
 (b) going to or from the place where it is to be or has been used,
 for the purpose of clearing snow from public roads by means of a snow plough or similar device (whether or not forming part of the vehicle).

VALID FROM 01/07/1995

Gritters

- 8 A vehicle is an excepted vehicle if it is constructed or adapted, and used, solely for the conveyance of machinery for spreading material on roads to deal with frost, ice or snow (with or without articles or material used for the purposes of the machinery).

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VALID FROM 01/07/1995

Mobile cranes

- 9 (1) A mobile crane is an excepted vehicle.
- (2) In sub-paragraph (1) above “mobile crane” means a vehicle which is designed and constructed as a mobile crane and which—
- (a) is used on public roads only as a crane in connection with work carried on at a site in the immediate vicinity or for the purpose of proceeding to and from a place where it is to be or has been used as a crane, and
 - (b) when so proceeding does not carry any load except such as is necessary for its propulsion or equipment.

VALID FROM 01/07/1995

Digging machines

- 10 (1) A digging machine is an excepted vehicle.
- (2) In sub-paragraph (1) above “digging machine” means a vehicle which is designed, constructed and used for the purpose of trench digging, or any kind of excavating or shovelling work, and which—
- (a) is used on public roads only for that purpose or for the purpose of proceeding to and from the place where it is to be or has been used for that purpose, and
 - (b) when so proceeding does not carry any load except such as is necessary for its propulsion or equipment.

VALID FROM 01/07/1995

Works trucks

- 11 (1) A works truck is an excepted vehicle.
- (2) In sub-paragraph (1) above “works truck” means a goods vehicle which is designed for use in private premises and is used on public roads only—
- (a) for carrying goods between private premises and a vehicle on a road within one kilometre of those premises,
 - (b) in passing from one part of private premises to another,
 - (c) in passing between private premises and other private premises in a case where the premises are within one kilometre of each other, or
 - (d) in connection with road works at the site of the works or within one kilometre of the site of the works.
- (3) In sub-paragraph (2) above “goods vehicle” means a vehicle constructed or adapted for use and used for the conveyance of goods or burden of any description, whether in the course of trade or not.

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VALID FROM 01/07/1995

Road construction vehicles

- 12 (1) A vehicle is an excepted vehicle if it is—
- (a) a road construction vehicle, and
 - (b) used or kept solely for the conveyance of built-in road construction machinery (with or without articles or material used for the purposes of the machinery).
- (2) In sub-paragraph (1) above “road construction vehicle” means a vehicle—
- (a) which is constructed or adapted for use for the conveyance of built-in road construction machinery, and
 - (b) which is not constructed or adapted for the conveyance of any other load except articles and material used for the purposes of such machinery.
- (3) In sub-paragraphs (1) and (2) above “built-in road construction machinery”, in relation to a vehicle, means road construction machinery built in as part of, or permanently attached to, the vehicle.
- (4) In sub-paragraph (3) above “road construction machinery” means a machine or device suitable for use for the construction or repair of roads and used for no purpose other than the construction or repair of roads.

VALID FROM 01/07/1995

Road rollers

- 13 A road roller is an excepted vehicle.

VALID FROM 01/07/1995

Interpretation

- 14 In this Schedule “public road” means a road which is repairable at the public expense.]

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