



# Road Traffic Act 1988

## 1988 CHAPTER 52

### PART V

#### DRIVING INSTRUCTION

*[<sup>F1</sup> Disabled persons: emergency control certificates, etc]*

#### **[<sup>F1</sup>133D Offences relating to giving by disabled person of paid driving instruction.**

- (1) This section applies to—
  - (a) registered disabled instructors, and
  - (b) persons who hold licences under section 129 of this Act granted by virtue of subsection (2)(b) of that section.
- (2) No person to whom this section applies shall give paid instruction in the driving of a motor car unless he is the holder of a current emergency control certificate.
- (3) No person to whom this section applies shall give, in any unauthorised motor car, paid instruction in the driving of a motor car.
- (4) Where instruction is given in contravention of this section—
  - (a) the person by whom it is given, and
  - (b) if that person is employed by another to give that instruction, that other, as well as that person,is guilty of an offence.
- (5) In subsection (3) above “unauthorised motor car”, in relation to any person, means a motor car other than one which falls within the class of motor car specified in his current emergency control certificate and, where modifications are specified in that certificate, is modified in accordance with the specification.]

---

*Changes to legislation:* There are outstanding changes not yet made by the legislation.gov.uk editorial team to Road Traffic Act 1988. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

---

**Annotations:**

---

**Amendments (Textual)**

**F1** S. 133D inserted (9.9.1996) by 1993 c. 31, s. 5 ; S.I. 1996/1980, art. 2

---

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

**C1** S. 133D excluded (23.6.1999) by S.I. 1999/1736, art. 8(1)(b)(2)(b)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Road Traffic Act 1988. Any changes that have already been made by the team appear in the content and are referenced with annotations.

**Changes and effects yet to be applied to :**

- s. 133D words substituted by 2006 c. 49 Sch. 6 para. 18(3)
- s. 133D(1) repealed by 2006 c. 49 Sch. 6 para. 18(2) Sch. 7(14)
- s. 133D(1A) inserted by 2015 c. 20 Sch. 2 para. 14(2) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 133D(2) (3) words substituted by 2006 c. 49 Sch. 6 para. 18(4)
- s. 133D(2)(3) words substituted by 2015 c. 20 Sch. 2 para. 14(3) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 133D(3A) inserted by 2015 c. 20 Sch. 2 para. 14(4) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 133D(4) substituted by 2006 c. 49 Sch. 6 para. 18(5)
- s. 133D(4) words substituted by 2015 c. 20 Sch. 2 para. 14(5) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 12(1A) inserted by 2015 c. 20 s. 73(2)
- s. 12(1A) inserted by 2015 c. 20 s. 73(2)
- s. 12A-12I inserted by 2015 c. 20 s. 73(3)
- s. 12A-12I inserted by 2015 c. 20 s. 73(3)
- s. 41(2)(m) inserted by 2006 c. 49 s. 18(1)(a)
- s. 41(2)(ba) inserted by 2006 c. 49 s. 56(3)
- s. 49(3A) inserted by 2006 c. 49 s. 48(1)
- s. 53(6) inserted by S.I. 2017/849 reg. 3(e)
- s. 66(7A) inserted by 2006 c. 49 s. 56(5)
- s. 85(1) word substituted by S.I. 2018/235 Sch. 2 para. 1(3)(b)(i)
- s. 85(1) word substituted by S.I. 2018/235 Sch. 2 para. 1(3)(b)(ii)
- s. 85(1) words substituted by S.I. 2018/235 Sch. 2 para. 1(3)(a)
- s. 85(1) words substituted by S.I. 2018/235 Sch. 2 para. 1(3)(c)
- s. 85(1) words substituted by S.I. 2018/236 Sch. 2 para. 1(3)(a)
- s. 85(1) words substituted by S.I. 2018/236 Sch. 2 para. 1(3)(b)
- s. 97(1)(c) (ia) words repealed by 2006 c. 49 Sch. 3 para. 6(2)(b) Sch. 7(4)
- s. 97(1ZA) inserted by 2006 c. 49 s. 38(2)
- s. 123(1)(aa) inserted by S.I. 2016/1089 reg. 2(2)(c)
- s. 123(6A) inserted by S.I. 2016/1089 reg. 2(3)
- s. 124(3)-(5) inserted by 2009 c. 17 s. 3
- s. 124(6) inserted by 2015 c. 20 Sch. 2 para. 2(b)
- s. 124(6) inserted by 2015 c. 20 Sch. 2 para. 2(b) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 125(1A) inserted by S.I. 2016/1089 reg. 2(4)(a)
- s. 125(2A) words inserted by S.I. 2016/1089 reg. 2(4)(c)
- s. 125(2C) words inserted by S.I. 2016/1089 reg. 2(4)(d)

- s. 125(3A)-(3D) inserted by [2015 c. 20 Sch. 2 para. 3\(2\)](#) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 125(3A) inserted by [S.I. 2016/1089 reg. 2\(4\)\(f\)](#)
- s. 125(4A)(4B) inserted by [S.I. 2016/1089 reg. 2\(4\)\(g\)](#)
- s. 125(5A) inserted by [2015 c. 20 Sch. 2 para. 3\(3\)](#) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 125A(5)-(7E) substituted for s. 125A(5)-(7) by [2006 c. 49 Sch. 6 para. 6\(3\)](#)
- s. 126(3A) inserted by [S.I. 2016/1089 reg. 2\(5\)\(b\)](#)
- s. 126(5) omitted by [2015 c. 20 Sch. 2 para. 6](#)
- s. 126(5) omitted by [2015 c. 20 Sch. 2 para. 6](#) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 126A omitted (cond.) by [2006 c. 49 Sch. 6 para. 8A](#) (as inserted) by [2016 c. 16 s. 3\(3\)](#)
- s. 126A heading words inserted by [S.I. 2016/1089 reg. 3\(2\)](#)
- s. 126A(1) words inserted by [S.I. 2016/1089 reg. 3\(3\)\(a\)](#)
- s. 126A(1) words inserted by [S.I. 2016/1089 reg. 3\(3\)\(b\)](#)
- s. 128(1A) inserted by [S.I. 2016/1089 reg. 2\(7\)\(b\)](#)
- s. 128(2B) inserted by [S.I. 2016/1089 reg. 2\(7\)\(c\)](#)
- s. 128AZA 128AZB substituted (cond.) by [2006 c. 49 Sch. 6 para. 10A](#) (as inserted) by [2016 c. 16 s. 4\(2\)](#)
- s. 128AZA heading words inserted by [S.I. 2016/1089 reg. 4\(2\)\(a\)](#)
- s. 128AZA(1) words inserted by [S.I. 2016/1089 reg. 4\(2\)\(b\)](#)
- s. 128AZA(4) words inserted by [S.I. 2016/1089 reg. 4\(2\)\(c\)](#)
- s. 128AZB heading words inserted by [S.I. 2016/1089 reg. 4\(3\)\(a\)](#)
- s. 128AZB(1) words inserted by [S.I. 2016/1089 reg. 4\(3\)\(b\)\(i\)](#)
- s. 128AZB(1) words inserted by [S.I. 2016/1089 reg. 4\(3\)\(b\)\(ii\)](#)
- s. 131(3)(b)(c) substituted for s. 131(3)(b) and word by [2006 c. 49 Sch. 6 para. 13\(4\)](#)
- s. 131(6) inserted by [2016 c. 16 s. 2\(4\)](#)
- s. 131(6) substituted by [2006 c. 49 Sch. 6 para. 13\(9\)](#) (as inserted) by [2016 c. 16 s. 4\(5\)](#)
- s. 133(2)(a) words omitted by [2015 c. 20 Sch. 2 para. 10\(a\)](#)
- s. 133(2)(a) words omitted by [2015 c. 20 Sch. 2 para. 10\(a\)](#) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 133(2)(b) words omitted by [2015 c. 20 Sch. 2 para. 10\(b\)](#)
- s. 133(2)(b) words omitted by [2015 c. 20 Sch. 2 para. 10\(b\)](#) (This amendment is to Part 5 of the Road Traffic Act 1988 as amended by Schedule 6 to the Road Safety Act 2006. Those amendments have not yet come into force)
- s. 135(2A) inserted by [S.I. 2016/1089 reg. 2\(9\)\(b\)](#)
- s. 135(3)-(6) substituted for s. 135(3) by [S.I. 2016/1089 reg. 2\(9\)\(c\)](#)
- s. 140(1) (2) inserted by [2006 c. 49 Sch. 6 para. 23\(2\)](#)
- s. 140(3) s. 140 renumbered as s. 140(3) by [2006 c. 49 Sch. 6 para. 23\(1\)](#)
- s. 141A(5) words repealed by [2006 c. 49 Sch. 3 para. 24 Sch. 7\(4\)](#)
- s. 173(2)(g)-(gb) substituted for s. 173(2)(g) by [2006 c. 49 Sch. 6 para. 27](#)
- s. 173(2)(n) and word inserted by [2006 c. 49 s. 37\(8\)](#)
- s. 183(6A) inserted by [2006 c. 49 Sch. 6 para. 29](#)
- s. 193A(3A) inserted by [2015 c. 20 s. 75\(4\)](#)
- s. 193A(3A) inserted by [2015 c. 20 s. 75\(4\)](#)
- s. 195(6) inserted by [2015 c. 20 s. 75\(5\)](#)
- s. 195(6) inserted by [2015 c. 20 s. 75\(5\)](#)
- Sch. 2 Pt. 4 table words substituted by [S.I. 2017/1086 Pt. 1 reg. 5\(2\)](#)
- Sch. 2 Pt. 4 Table words substituted by [S.I. 2017/1086 Pt. 1 reg. 5\(2\)](#)
- Sch. 5 Pt. 3 Table words omitted by [S.I. 2017/1086 Pt. 1 reg. 7](#)
- Sch. 7 Pt. 3 para. 3 words substituted by [S.I. 2017/1086 Pt. 1 reg. 8\(2\)](#)
- Sch. 7 Pt. 3 para. 3 words substituted by [S.I. 2017/1086 Pt. 1 reg. 8\(2\)](#)

- Sch. 7 Pt. 6 para. 3 words substituted by S.I. 2017/1086 Pt. 1 reg. 8(3)(b)(i)
- Sch. 9 Pt. 6 table word substituted by S.I. 2017/1086 Pt. 1 reg. 9(2)
- Sch. 9 Pt. 6 Table word substituted by S.I. 2017/1086 Pt. 1 reg. 9(2)
- Sch. 9 Pt. 8 para. 1(1) words substituted by S.I. 2017/1086 Pt. 1 reg. 9(4)
- Sch. 9 Pt. 8 para. 1(1) words substituted by S.I. 2017/1086 Pt. 1 reg. 9(4)
- Sch. 10 Pt. 4 para. 1(4) words substituted by S.I. 2017/1086 Pt. 1 reg. 10(2)
- Sch. 10 Pt. 4 para. 1(4) words substituted by S.I. 2017/1086 Pt. 1 reg. 10(2)
- Sch. 11 Pt. 5 para. 49(2) substituted by S.I. 2017/1086 Pt. 1 reg. 11(4)
- Sch. 11 Pt. 5 para. 49(2) substituted by S.I. 2017/1086 Pt. 1 reg. 11(4)
- Sch. 11 Pt. 6 para. 14 table word substituted by S.I. 2017/1086 Pt. 1 reg. 11(5)
- Sch. 11 Pt. 6 para. 14 Table word substituted by S.I. 2017/1086 Pt. 1 reg. 11(5)
- Sch. 11 Pt. 4 heading words substituted by S.I. 2017/1086 Pt. 1 reg. 11(3)
- Sch. 11 Pt. 4 heading words substituted by S.I. 2017/1086 Pt. 1 reg. 11(3)
- Sch. 12 Pt. 1 para. 8(b)(i) word omitted by S.I. 2017/1086 Pt. 1 reg. 12(2)
- Sch. 12 Pt. 1 para. 8(b)(i) word omitted by S.I. 2017/1086 Pt. 1 reg. 12(2)
- Sch. 12 Pt. 19 para. 10 words substituted by S.I. 2017/1086 Pt. 1 reg. 12(3)
- Sch. 12 Pt. 20 table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(a)
- Sch. 12 Pt. 20 table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(i)
- Sch. 12 Pt. 20 table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(ii)
- Sch. 12 Pt. 20 table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(iii)
- Sch. 12 Pt. 19 para. 10 words substituted by S.I. 2017/1086 Pt. 1 reg. 12(3)
- Sch. 12 Pt. 20 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(a)
- Sch. 12 Pt. 20 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(i)
- Sch. 12 Pt. 20 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(ii)
- Sch. 12 Pt. 20 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 12(4)(b)(iii)
- Sch. 13 Pt. 6 Table word inserted by S.I. 2017/1086 Pt. 1 reg. 13(3)(b)(i)
- Sch. 13 Pt. 2 table word substituted by S.I. 2017/1086 Pt. 1 reg. 13(2)
- Sch. 13 Pt. 6 table word substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(d)
- Sch. 13 Pt. 8 para. 3(a) word substituted by S.I. 2017/1086 Pt. 1 reg. 13(5)
- Sch. 13 Pt. 2 Table word substituted by S.I. 2017/1086 Pt. 1 reg. 13(2)
- Sch. 13 Pt. 6 Table word substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(d)
- Sch. 13 Pt. 8 para. 3(a) word substituted by S.I. 2017/1086 Pt. 1 reg. 13(5)
- Sch. 13 Pt. 6 Table words inserted by S.I. 2017/1086 Pt. 1 reg. 13(3)(b)(iii)
- Sch. 13 Pt. 6 table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(a)
- Sch. 13 Pt. 6 table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(b)(ii)
- Sch. 13 Pt. 6 table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(c)
- Sch. 13 Pt. 7 para. 1 words substituted by S.I. 2017/1086 Pt. 1 reg. 13(4)
- Sch. 13 Pt. 6 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(a)
- Sch. 13 Pt. 6 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(b)(ii)
- Sch. 13 Pt. 6 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 13(3)(c)
- Sch. 13 Pt. 7 para. 1 words substituted by S.I. 2017/1086 Pt. 1 reg. 13(4)
- Sch. 14 Pt. 2 table word omitted by S.I. 2017/1086 Pt. 1 reg. 14(3)(d)
- Sch. 14 Pt. 2 Table word omitted by S.I. 2017/1086 Pt. 1 reg. 14(3)(d)
- Sch. 14 Pt. 1 para. 8(3)(a) words substituted by S.I. 2017/1086 Pt. 1 reg. 14(2)
- Sch. 14 Pt. 2 table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(a)
- Sch. 14 Pt. 2 table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(i)
- Sch. 14 Pt. 2 table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(ii)
- Sch. 14 Pt. 2 table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(iii)
- Sch. 14 Pt. 1 para. 8(3)(a) words substituted by S.I. 2017/1086 Pt. 1 reg. 14(2)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(a)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(b)(i)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(b)(ii)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(i)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(ii)
- Sch. 14 Pt. 2 Table words substituted by S.I. 2017/1086 Pt. 1 reg. 14(3)(c)(iii)
- Sch. 15 Pt. 4 para. 7(2) words substituted by S.I. 2017/1086 Pt. 1 reg. 15

– Sch. 15 Pt. 4 para. 7(2) words substituted by [S.I. 2017/1086 Pt. 1 reg. 15](#)