



Road Traffic Act 1988

1988 CHAPTER 52

PART III

LICENSING OF DRIVERS OF VEHICLES

Tests

90 Review of conduct of test

- (1) On the application of a person who has submitted himself for a test of competence to drive—
 - (a) a magistrates' court acting for the petty sessions area in which he resides, or
 - (b) in Scotland, the sheriff within whose jurisdiction he resides,may determine whether the test was properly conducted in accordance with regulations.
- (2) The court or, as the case may be, sheriff may, if it appears that the test was not so conducted—
 - (a) order that the applicant shall be eligible to submit himself for another test before the expiration of the period specified for the purposes of section 89(4)(c) of this Act, and
 - (b) order that any fee payable by the applicant in respect of the test shall not be paid or, if it has been paid, shall be repaid.
- (3) If regulations make provision for a test of competence to drive to consist of separate parts, this section applies in relation to each part as well as in relation to the whole of the test.