

*Status: Point in time view as at 11/10/2004.*

*Changes to legislation: There are currently no known outstanding effects for the Road Traffic (New Drivers) Act 1995, Cross Heading: Re-testing. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

#### NEWLY QUALIFIED DRIVERS HOLDING TEST CERTIFICATES

#### PART III

#### NEWLY QUALIFIED DRIVER WITH PROVISIONAL LICENCE AND TEST CERTIFICATE

##### *Re-testing*

- 6 (1) Subject to Part V of this Schedule, the Secretary of State may not under Part III of the <sup>M1</sup>Road Traffic Act 1988 grant a person whose test certificate has been revoked under [<sup>F1</sup>paragraph 5, or whose Northern Ireland test certificate has been revoked under a provision of Northern Ireland law corresponding to paragraph 5(1),] a full licence to drive any class of vehicles that, immediately before his test certificate was revoked, he was permitted to drive without observing prescribed conditions, unless he satisfies the Secretary of State that within the relevant period he has passed a relevant driving test.
- (2) In this paragraph “relevant driving test” means, in relation to a person whose test certificate has been revoked, any test which—
- (a) falls within paragraph (a) or (b) of section 1(2); and
  - (b) is a test of competence to drive any vehicle included in any class of vehicles that, immediately before his test certificate was revoked, he was permitted to drive without observing prescribed conditions.
- (3) If the Secretary of State grants a full licence to a person who is required to pass a relevant driving test in order to be granted that licence, the licence granted must (subject to section 92 and Part IV of the <sup>M2</sup>Road Traffic Act 1988) be one authorising that person to drive all the classes of vehicles that, immediately before his test certificate was revoked, he was permitted to drive without observing prescribed conditions.
- (4) In sub-paragraph (1) “the relevant period” means the period beginning—
- (a) after the date of the revocation of the test certificate; and
  - (b) not more than two years before the date on which the application for the full licence is made.

#### Textual Amendments

- F1** Words in Sch. 1 para. 6(1) substituted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 56; S.I. 2004/2624, art. 2\(1\)\(2\)\(b\)](#)

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**Marginal Citations**

**M1** 1988 c. 52.

**M2** 1988 c. 52.

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