STATUTORY INSTRUMENTS

1971 No. 1814

ROAD TRAFFIC

The Motor Vehicles (Tests) (Exemption) (Amendment) Regulations 1971

Made - - -	*2nd November* 1971
Laid before Parliament	*11th November* 1971
Coming into Operation	*22nd November* 1971

The Secretary of State for the Environment in exercise of his powers under section 66(2) of the Road Traffic Act 1960(a) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 260(2) of the said Act of 1960, hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the 22nd November 1971 and may be cited as the Motor Vehicles (Tests) (Exemption) (Amendment) Regulations 1971.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

2. The Motor Vehicles (Tests) (Exemption) Regulations 1969(c) shall have effect as though in Regulation 4—

(1) for paragraph (*j*) there were substituted the following paragraph—

"(*j*) vehicles temporarily in Great Britain displaying a registration mark mentioned in Regulation 5 of the Motor Vehicles (International Circulation) Regulations 1971(d), a period of twelve months not having elapsed since the vehicle was last brought into Great Britain";

(2) for paragraph (*m*) there were substituted the following paragraphs:—

"(*m*) hackney carriages or cabs in respect of which there are in force under the Town Police Clauses Act 1847(e), the Burgh Police (Scotland) Act 1892(f) or any similar local statutory provision licences to ply for hire granted by a local authority which holds a current certificate issued by the Secretary of State for the Environment stating that he is satisfied that the granting of any such licence by that authority is subject to the vehicle first passing an annual test required by that authority.

In this and the next following paragraph "test" means an examination of a vehicle in relation to at least the prescribed statutory requirements conducted—

(i) by a person authorised as an examiner or appointed as an inspector under section 65 of the 1960 Act or acting on behalf of a person so authorised, or

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(a) 1960 c. 16.   (b) 1889 c. 63.   (c) S.I. 1969/419 (1969 I, p. 1206).
(d) S.I. 1971/937 (1971 II, p. 2688).   (e) 1847 c. 89.   (f) 1892 c. 55.

(ii) by a person on behalf of a police authority in England or Wales; or

(iii) by a person on behalf of a police authority or a joint police committee in Scotland;

(mm) vehicles in respect of which there are in force licences for the vehicles to be used as private hire-cars granted by a local authority which holds a current certificate issued by the Secretary of State for the Environment stating that he is satisfied that the granting of any such licence by that authority is subject to the vehicle first passing an annual test required by that authority.

In this paragraph "private hire-car" means a motor vehicle not being a vehicle licensed to ply for hire under the provisions of the Town Police Clauses Act 1847, the Burgh Police (Scotland) Act 1892 or any similar local statutory provision with respect to hackney carriages and which is kept for the purpose of being let out for hire with a driver for the carrying of passengers in such circumstances that it does not require to be licensed to ply for hire under the said provisions.".

Signed by authority of the Secretary of State.

John Peyton,
Minister for Transport Industries,
2nd November 1971.   Department of the Environment.

EXPLANATORY NOTE
(*This Note is not part of the Regulations.*)

These Regulations amend the Motor Vehicles (Tests) (Exemption) Regulations 1969 by—

1. including a reference to the provisions of the Motor Vehicles (International Circulation) Regulations 1971 in the exemption for vehicles temporarily in Great Britain; and

2. altering the terms of the exemption from the requirement to have a test certificate as respects certain vehicles licensed to ply for hire and bringing within those terms certain private hire-cars.