

1974 No. 99

ROAD TRAFFIC

**The Goods Vehicles (Plating and Testing) (Amendment)
Regulations 1974**

<i>Made</i>	- - -	<i>23rd January 1974</i>
<i>Laid before Parliament</i>		<i>1st February 1974</i>
<i>Coming into Operation</i>		<i>1st March 1974</i>

The Secretary of State for the Environment, in exercise of his powers under section 45(1) of the Road Traffic Act 1972(a) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 199(2) of that Act, hereby makes the following Regulations:—

1. These Regulations may be cited as the Goods Vehicles (Plating and Testing) (Amendment) Regulations 1974 and shall come into operation on 1st March 1974.

2. The Goods Vehicles (Plating and Testing) Regulations 1971(b), as amended (c), shall be further amended so as to have effect in accordance with the following provisions of these Regulations.

3. For paragraph (1) of Regulation 5 (which, with Schedule 3, prescribes the statutory requirements in relation to which goods vehicles are to be examined), there shall be substituted the following paragraph:—

“(1) Subject to the provisions of these Regulations, every goods vehicle submitted for a goods vehicle test in accordance with the provisions of these Regulations shall be examined for the purpose of ascertaining whether such of the construction and use requirements specified in Part I or II of Schedule 3 as are applicable are complied with in the case of that vehicle.”.

4. In Part II of Schedule 3, for paragraph 8, there shall be substituted the following paragraph:—

“8. Regulation 94(1)(a) and (f) of the Motor Vehicles (Construction and Use) Regulations 1973(d) (relating to maintenance of brakes).”.

(a) 1972 c. 20.

(b) S.I. 1971/352 (1971 I, p. 1098).

(c) The amendments do not relate to the subject matter of the Regulations.

(d) S.I. 1973/24 (1973 I, p. 93), as amended by S.I. 1973/1347 (1973 II, p. 4133).

5. Regulation 12 (Manner of making applications for first examinations and fees therefor) shall have effect as though at the end thereof there were added the following:—

“Provided that where such an application is made on or after 1st March 1974 and before 1st June 1974 in respect of a first examination of a vehicle required by Regulation 11 or 11A to be submitted for that examination by a date before 1st June 1974 the reference to a fee of the amount shown in column 2 of Part I of Schedule 4 in the last foregoing paragraph shall be treated as a reference to a fee of the amount shown in column 2 of that Part as it had effect before 1st March 1974.”.

6. Regulation 23 (Particulars to be contained in plating certificates) shall be renumbered as Regulation 23(1), and at the end there shall be added the following paragraph:—

“(2) A plating certificate may, in addition to the particulars mentioned in paragraph (1) of this Regulation, contain the DOE (Department of the Environment) reference number for the particular type of vehicle.”.

7. Regulation 31 (Manner of making applications for periodical tests and fees therefor) shall have effect as though at the end thereof there were added the following:—

“Provided that where such an application is made on or after 1st March 1974 and before 1st June 1974 in respect of a periodical test of a vehicle required under Regulation 28, 29 or 30 to be submitted for that test by a date before 1st June 1974 the reference to a fee of the amount shown in column 2 of Part III of Schedule 4 in the last foregoing paragraph shall be treated as a reference to a fee of the amount shown in column 2 of that Part as it had effect before 1st March 1974.”.

8. Regulation 60 (Certificates of temporary exemption) shall have effect as though in paragraph 3(d) for the words “three months” there were substituted the words “one year”.

9. In Schedule 4 (Fees payable on examinations) for Parts I, II, III and IV there shall be substituted respectively Parts I, II, III and IV set out in the Schedule to these Regulations.

Signed by authority of the Secretary of State.

23rd January 1974.

John Peyton,
Minister for Transport Industries,
Department of the Environment.

SCHEDULE

PART I

FEES PAYABLE ON FIRST EXAMINATIONS

1.	2.
<i>Class of vehicle</i>	<i>Amount of fee</i>
1. Motor vehicle	£5.50
2. Trailer	£3.50

PART II

FEES PAYABLE ON PART II RE-TESTS

1. Subject to Regulation 21(1), the fee for a Part II re-test of a vehicle carried out under Regulation 20(2) or (4) shall be, where the vehicle is a motor vehicle, £3.50 and, where the vehicle is a trailer, £2.

2. The fee for a Part II re-test of a vehicle carried out under Regulation 20(3) shall be of the same amount as was payable in respect of a first examination of that vehicle.

PART III

FEES PAYABLE ON PERIODICAL TESTS

1.	2.
<i>Class of vehicle</i>	<i>Amount of fee</i>
1. Motor vehicle	£5.50
2. Trailer	£3.50

PART IV

FEES PAYABLE ON PART III RE-TESTS

1. Subject to Regulation 36(1), the fee for a Part III re-test of a vehicle carried out under Regulation 35(2) or (4) shall be, where the vehicle is a motor vehicle, £3.50 and, where the vehicle is a trailer, £2.

2. The fee for a Part III re-test of a vehicle carried out under Regulation 35(3) shall be of the same amount as was payable in respect of a periodical test of that vehicle.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Regulation 5(1) of the Goods Vehicles (Plating and Testing) Regulations 1971 (with Schedule 3 thereto) prescribes the statutory requirements in relation to which goods vehicles are to be examined. These Regulations amend Regulation 5(1) so as to exclude from those requirements any from which a vehicle is exempted by virtue of a type approval certificate or a certificate of conformity issued for the vehicle under the Motor Vehicles (Type Approval) Regulations 1973 (S.I. 1973/1199) (Regulation 3). Regulation 4 makes a minor amendment to Schedule 3 consequent on Regulation 3. Regulation 6 makes an (unrelated) minor amendment to the particulars to be contained in plating certificates for goods vehicles. Regulations 5, 7 and 9 provide for changes in the fees payable for the examination of goods vehicles. The fees are, in general, increased in respect of vehicles due for examinations by dates falling after 31st May 1974. Regulation 8 extends the maximum period of validity of a temporary exemption certificate issued under Regulation 60 from three months to one year.

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