
 S T A T U T O R Y I N S T R U M E N T S

1979 No. 1376

FEES AND CHARGES

**The Agricultural or Forestry Tractors and Tractor Components
(Type Approval) (Fees) Regulations 1979**

Made - - - 29th October 1979
Laid before Parliament 7th November 1979
Coming into Operation 28th November 1979

The Minister of Agriculture, Fisheries and Food in relation to England and Northern Ireland, the Secretary of State for Scotland in relation to Scotland and the Secretary of State for Wales in relation to Wales, in exercise of the powers conferred by section 56 (1) and (2) of the Finance Act 1973(a) and of all other enabling powers, with the consent of the Treasury, hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Agricultural or Forestry Tractors and Tractor Components (Type Approval) (Fees) Regulations 1979 and shall come into operation on 28th November 1979.

Interpretation

2.—(1) In these regulations, except where the context otherwise requires—

“certificate” means, in respect of a tractor, a type approval certificate and in respect of a tractor component, a component type approval certificate;

“Community Directive” means a directive issued by the Council or Commission of the European Economic Community concerning the approximation of the laws of member States relating to the type approval of tractors or tractor components, being a directive specified in column 2 of Part B of Schedule 1 to these regulations.

“official testing station” means premises established or approved by the Minister for the testing of tractors or tractor components for the purposes of a Community Directive;

“test” includes a series of tests of a tractor or tractor component required to be carried out for the purposes of any one Community Directive;

“tractor” and “tractor component” mean respectively an agricultural or forestry tractor and a tractor component to which the Agricultural or Forestry Tractors and Tractor Components (Type Approval) Regulations 1979(b) apply.

(2) Subject to paragraph (1) of this regulation, expressions used in these regulations and in the Agricultural or Forestry Tractors and Tractor Components (Type Approval) Regulations 1979 have the same meanings in these regulations as in those.

 (a) 1973 c. 51.

(b) S.I. 1979/221.

Fees for tests—standard scale

3. Subject to the provisions of these regulations, the fee to be paid for the carrying out or supervision by or on behalf of the Minister of a test of a tractor or tractor component in connection with the issue of a certificate for the purpose of a Community Directive shall be—

- (a) where the test is to be carried out at an official testing station by an officer of the Minister or a person appointed by the Minister to act on his behalf, the aggregate of—
 - (i) the amount specified as the First Item in Part A of Schedule 1, and
 - (ii) the amount or the aggregate of the amounts specified in column 4 of Part B of Schedule 1 in relation to such of the tests specified in column 3 of that Part as is or are to be carried out; or
- (b) where the test is to be carried out on other premises under the supervision of an officer of the Minister or a person appointed by the Minister to act on his behalf, the aggregate of—
 - (i) the amount specified as the Second Item in Part A of Schedule 1, and
 - (ii) the amount or the aggregate of the amounts specified in column 5 of Part B of Schedule 1 in relation to such of the tests specified in column 3 of that Part as is or are to be carried out.

Fees—consecutive tests

4. Where two or more tractors or tractor components of the same type but embodying minor variations are submitted by one applicant with a view to tests being carried out consecutively on each tractor or tractor component and the circumstances are such that all the tests can be carried out without the testing apparatus being set up afresh after each test, the fee to be paid for the carrying out of each test after the first one shall be such proportion of the fee payable for the first test as the Minister thinks to be appropriate in view of the work involved in carrying out such subsequent test.

Fees—partial tests

5.—(1) Where in consequence of an alteration in the design specification of a tractor or tractor component in relation to which a certificate has been issued for the purpose of a Community Directive a further test of the tractor or tractor component is needed with a view to the issue of a modification of a certificate, but the alteration is not so extensive as to require that the further test shall be as complete and exhaustive as the original test, the fee to be paid for the carrying out of the further test shall be such proportion of the fee payable for the original test as the Minister thinks to be appropriate in view of the nature and extent of the further test.

(2) Where two or more tractors or tractor components of the same type but embodying minor variations are submitted by one applicant and, in the circumstances, it is unnecessary to submit each individual tractor or tractor component to a complete test, the fee to be paid for the carrying out of a partial test on a tractor or tractor component shall be such proportion of the fee payable for a complete test as the Minister thinks to be appropriate in view of the nature and extent of the partial test.

Fees—issue of documents

6. The fee for the issue of a document of a type specified in column 2 of Schedule 2 to these regulations shall be the amount specified in relation to that document in column 3 of that Schedule.

Payment of fees

7.—(1) The fee for the carrying out or supervision of a test of a tractor or tractor component shall be paid when application is made for the issue of a certificate for the tractor or tractor component.

(2) The fee for the issue of a document of a type specified in column 2 of Schedule 2 to these regulations shall be paid—

- (a) in a case where the test of a tractor or tractor component is required before the document is issued, when the applicant is notified of the result of the test; and
- (b) in any other case, when application is made for the issue of the document.

Refund of fees

8.—(1) Subject to regulation 9 below, if the applicant for the issue of a certificate for a tractor or tractor component—

- (a) after he has been notified of the time and place for the test, withdraws his application, or
- (b) does not submit the tractor or tractor component for the test at the time and place fixed therefor,

the Minister shall refund to him the fee which he has paid under these regulations but subject to a deduction ascertained in the manner following in respect of the work involved in dealing with the application and making arrangements for the test—

- (i) if the Minister is notified of the withdrawal or of the intention not to submit the tractor or tractor component for the test not less than 7 days before the date fixed for the test, the deduction shall be £10, or 5 per cent. of the fee payable for the test (whichever is the less); and
- (ii) in any other case, the deduction shall be £50.

(2) If an appointment for the test of a tractor or tractor component is cancelled at the instance of the Minister and no alternative appointment acceptable to the applicant is offered to him, the Minister shall refund to the applicant the whole of the fee paid by him.

(3) Where a refund has been made under paragraph (1) or (2) above to an applicant, he shall pay the fee prescribed by these regulations when he applies for a new appointment for the test of the tractor or tractor component in question.

Submission of alternative tractor or tractor component for test

9. Where an applicant for the issue of a certificate for a tractor or tractor component does not wish or is unable to submit that tractor or tractor component for the test at the time and place appointed but is able to submit for test at that time and place some other tractor or tractor component which can conveniently be fitted into the programme of tests being carried out at that place and in respect of which tractor or tractor component he has made an application for a certificate he shall be entitled to have the sum which he originally paid, adjusted by way of refund or additional payment so as to secure that the appropriate fee is paid for the test which actually takes place, applied in payment of the fee for that test instead of receiving a refund under regulation 8(1) above, but in that event he shall pay the appropriate fee prescribed by these regulations when he applies for a new appointment for the test which he originally sought.

Revocation

10. The Agricultural or Forestry Tractors (Type Approval) (Fees) Regulations 1976(a) and The Agricultural or Forestry (Type Approval) (Fees) (Amendment) Regulations 1978(b) are hereby revoked.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 19th October 1979.

(L.S.)

Peter Walker,
Minister of Agriculture, Fisheries
and Food.

George Younger,
Secretary of State for Scotland.

22nd October 1979.

Nicholas Edwards,
Secretary of State for Wales.

24th October 1979.

We consent to the making
of these Regulations.

29th October 1979.

Peter Morrison,
John MacGregor,
Two of the Lords Commissioners of
Her Majesty's Treasury.

SCHEDULE 1

Regulation 3

FEES FOR TESTING AGRICULTURAL OR FORESTRY TRACTORS OR TRACTOR COMPONENTS

PART A—BASIC FEES

First Item (see Regulation 3(a)(i))	£80
Second Item (see Regulation 3(b)(i))	£110

PART B—SUPPLEMENTARY FEES

1 Fee Number	2 Directive	3 Subject matter of tests	4 Fee for test at official testing station	5 Fee for test at other premises
1	74/151 EEC (Annex I)	Maximum permissible laden weight	£100	£50
2	74/151 EEC (Annex II)	Location and fitting of rear registration plate	£55	£50
3	74/151 EEC (Annex III)	Tank for liquid fuel	£55	£50
4	74/151 EEC (Annex IV)	Ballast weights	£55	£50
5	74/151 EEC (Annex V)	Audible warning device	£70	£50
6	74/151 EEC (Annex VI)	Permissible sound level	£85	£50
7	74/152 EEC	Maximum design speed	£105	£50
8	74/152 EEC	Load platform	£55	£50
9	74/346 EEC	Rear view mirror	£90	£55
10	74/347 EEC	Field of vision	£210	£145
11	75/321 EEC	Steering equipment	£195	£125
12	75/322 EEC	Radio interference suppressor	—	—
13	76/432 EEC	Braking devices	£315	£225
14	76/763 EEC	Passenger seat	£55	£50
15	77/311 EEC	Driver—perceived noise level	£315	£105
16	77/536 EEC	Roll-over protection structure	£395	£130
17	77/537 EEC	Emission of pollutants	£275	£255
18	78/764 EEC	Driver's seat	£395	£315
19	78/933 EEC	Lights and light signalling	£145	£160

SCHEDULE 2

Regulation 6

FEES FOR THE ISSUE OF DOCUMENTS

1 Fee Number	2 Description of document	3 Fee for each document
20	Type approval or component type approval certificate	£35
21	Modification of a type approval or component type approval certificate	£55
22	Duplicate of a type approval or component type approval certificate or modification	£35

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, which revoke and re-enact with some alterations the Agricultural or Forestry Tractors (Type Approval) (Fees) Regulations 1976, prescribe the fees payable for the testing of agricultural or forestry tractors and their components and the issue of documents in connection with the type approval or component type approval of such tractors and their components for the purposes of the Community Directives listed in Column 2 of Part B of Schedule 1 to the Regulations.

The principal alterations are:—

- (1) the prescription of fees for the testing of components of agricultural or forestry tractors and for the issue of documents in connection with component type approval;
- (2) the addition to the Community Directives listed in Part B of Schedule 1 of five new Directives. These relate to driver-perceived noise, roll-over protection structures, emission of pollutants, driver's seat and lights and light signalling.

The standard scale of fees for tests is prescribed by Regulation 3 and Schedule 1. Provision is made in Regulations 4 and 5 for adjustments in the fees payable in certain circumstances.

The fees for the issue of documents are prescribed by Regulations 6 and Schedule 2.

Regulation 7 states when the fees are to be paid. Regulation 8 provides for the refund of fees where an arranged test does not take place.

Regulation 9 provides for the case where an alternative tractor is submitted for testing.

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