

2004 No. 3028

ROAD TRAFFIC

**The Motor Vehicles (Driving Licences) (Amendment) (No.3)
Regulations 2004**

| | |
|-------------------------------|---------------------------|
| <i>Made</i> - - - - | <i>17th November 2004</i> |
| <i>Laid before Parliament</i> | <i>17th November 2004</i> |
| <i>Coming into force</i> - - | <i>8th December 2004</i> |

The Secretary of State for Transport, in exercise of the powers conferred upon him by sections 89(4)(b) and 105(3) of the Road Traffic Act 1988(a), after consulting with representative organisations in accordance with section 195(2) of the Road Traffic Act 1988 and with the approval of the Treasury(b), hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Motor Vehicles (Driving Licences) (Amendment) (No.3) Regulations 2004 and shall come into force on 8th December 2004.

Amendment of the Motor Vehicles (Driving Licences) Regulations 1999

2. The Motor Vehicles (Driving Licences) Regulations 1999(c) are amended in accordance with regulations 3 and 4.

3. In regulation 35 (fees in respect of practical or unitary tests) for paragraph (6) substitute—

“(6) For the purposes of this regulation and Schedule 5, a test—

- (a) for a licence authorising the driving of a motor vehicle in category A, B, F, G, H, K or P or subcategory A1 or B1 commences during normal hours if the time for which the test appointment is made is any time between 0730 hours and 1630 hours on a working day,
- (b) for a licence authorising the driving of a motor vehicle in any other category commences during normal hours if the time for which the test appointment is made is any time between 0830 hours and 1630 hours on a working day; and
- (c) commences out of hours, if the time for which the test appointment is made is at a time not specified above for the type of licence in question.”

(a) 1988 c.52. See section 108(1) for the definition of “regulations”.

(b) See section 105(4) of the Road Traffic Act 1988. Section 105(4) was amended by the Driving Licences (Community Driving Licence) Regulations 1998 (S.I. 1998/1420), regulations 2 and 10.

(c) S.I. 1999/2864; relevant amending instruments are S.I. 2002/2641 and 2003/2003.

4. For the table in Schedule 5 substitute the following table—

| (1) Category or sub-category of vehicle | (2) Test, other than extended driving test commencing: | | (3) Extended driving test commencing: | |
|---|--|------------------|---------------------------------------|------------------|
| | (a) During normal hours | (b) Out of hours | (a) During normal hours | (b) Out of hours |
| 1. A1, A and P | £51.00 | £60.00 | £102.00 | £120.00 |
| 2. B1, B, F, G, H and K | £42.00 | £51.00 | £84.00 | £102.00 |
| 3. B+E, C1, C1+E, D1, D1+E, C, C+E, D and D+E | £80.00 | £98.00 | - | - |

Signed by authority of the Secretary of State

David Jamieson
Parliamentary Under Secretary of State
Department for Transport

17th November 2004

We approve the making of these Regulations

Derek Twigg
John Heppell

17th November 2004

Two of the Commissioners of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations increase some of the fees payable under the Motor Vehicle (Driving Licences) Regulations 1999.

Regulation 4 amends the fees payable upon application for a practical or a unitary driving test where the application is made on or after the coming into force of these Regulations. The following tables show the new fees with the percentage increase in brackets. The fees were last increased on 14th November 2002.

ORDINARY TESTS

| <i>Type of vehicle</i> | <i>Test commenced during normal hours</i> | <i>Test commenced at any other time</i> |
|---|---|---|
| Motor bicycles and mopeds | £51.00 (6.3%) | £60.00 (5.3%) |
| Motor cars, tractors and other minor categories | £42.00 (7.7%) | £51.00 (6.3%) |
| Lorries, buses and vehicle-plus-trailer combination | £80.00 (5.3%) | £98.00 (4.3%) |

EXTENDED TESTS

| <i>Type of vehicle</i> | <i>Test commenced during normal hours</i> | <i>Test commenced at any other time</i> |
|---|---|---|
| Motor bicycles and mopeds | £102.00 (6.3%) | £120.00 (5.3%) |
| Motor cars, tractors and other minor categories | £84.00 (7.7%) | £102.00 (6.3%) |

Regulation 3 changes the times that represent “normal hours” for commencing a practical or unitary driving test.

These Regulations are made in conjunction with the Motor Cars (Driving Instruction) (Amendment) Regulations 2004. A combined full regulatory impact assessment of the effect that these amendments will have on the costs of business is available from the Driving Standards Agency, Stanley House, Talbot Street, Nottingham NG1 5GU.

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