SCHEDULE 3

Regulation 4

Amendment of the principal Regulations

1. The principal Regulations are amended as follows.

Definitions

- 2. In regulation 3 (interpretation) in paragraph (1)—
 - (a) after the definition of "1985 Act" insert—

""A1 motorcycle" means a motor bicycle with a cylinder capacity not exceeding 125 cubic centimetres, of a power not exceeding 11 kilowatts and with a power to weight ratio not exceeding 0.1 kilowatts per kilogram;

"A1 motor tricycle" means a motor tricycle with a power not exceeding 15 kilowatts;

"A2 motorcycle" means a motor bicycle of a power not exceeding 35 kilowatts, with a power to weight ratio not exceeding 0.2 kilowatts per kilogram and not being derived from a vehicle of more than double its power;

"A3 motorcycle" means a motor bicycle-

- (a) of a power exceeding 35 kilowatts or with a power to weight ratio exceeding 0.2 kilowatts per kilogram; or
- (b) of a power not exceeding 35 kilowatts with a power to weight ratio not exceeding 0.2 kilowatts per kilogram and derived from a vehicle of more than double its power;

"A3 motor tricycle" means a motor tricycle with a power exceeding 15 kilowatts;";

(b) after the definition of "appropriate driving test" and "extended driving test" insert-

""category P vehicle" means a motor vehicle with fewer than four wheels with a maximum design speed exceeding 45 kilometres per hour but not exceeding 50 kilometres per hour and which, if propelled by an internal combustion engine, has a cylinder capacity not exceeding 50 cubic centimetres;

"category Q vehicle" means a motor vehicle with less than four wheels which-

- (a) if propelled by an internal combustion engine, has a cylinder capacity not exceeding 50 cubic centimetres and, if not equipped with pedals by means of which the vehicle is capable of being propelled, has a maximum design speed not exceeding 25 kilometres per hour; and
- (b) if propelled other than by an internal combustion engine, has a maximum design speed not exceeding 25 kilometres per hour;";
- (c) after the definition of "controlled by a pedestrian" insert—

""deductible period" means-

- (a) any period during which a person is disqualified under section 34 or 35 of the Offenders Act;
- (b) in a case where a person is or has been disqualified under section 36 of the Offenders Act, the period beginning on the date of the court order under subsection (1) of that section and ending on the date when the disqualification is deemed by virtue of that section to have expired;

- (c) in a case where a person's licence or test pass certificate has been revoked by the Secretary of State under section 3(1) of, or Schedule 1(2) to, the Road Traffic (New Drivers) Act 1995(3), the period beginning on the date of the notice of revocation under that Act and ending on the date when the person whose certificate or licence, as appropriate, has been revoked passes the relevant driving test within the meaning of that Act; and
- (d) any period during which a person's licence has ceased to be in force;";
- (d) omit the definition of "large motor bicycle";
- (e) for the definition of "maximum net power output" substitute—

""maximum net power output", in relation to an engine, means the maximum net power output measured under full engine load";

(f) after the definition of "module 1 statement of failure" insert—

""motor tricycle" means a motor vehicle with three symmetrically arranged wheels which has a maximum design speed of more than 45 kilometres per hour and, if fitted with an internal combustion engine, has an engine capacity of more than 50 cubic centimetres;";

(g) for the definition of "standard access period" substitute—

""standard access period" means the period of two years commencing on the date, before 19th January 2013, when a person passed a test for a licence authorising the driving of standard motor bicycles of any class, other than motor bicycles with an engine the maximum net power output of which is 11 kilowatts or less, but disregarding any deductible period, or part thereof, which subsists in relation to that person on or after the date on which the test was passed;"; and

(h) for the definition of "standard motor bicycle" substitute—

"standard motor bicycle" means-

- (a) in the case of a motor bicycle without a side-car, a motor bicycle the engine of which has a maximum net power output not exceeding 25 kilowatts and a power to weight ratio not exceeding 0.16 kilowatts per kilogram, or
- (b) in the case of a motor bicycle and side-car combination, a combination having a power to weight ratio not exceeding 0.16 kilowatts per kilogram;".

Licences

3. For regulation 4 (classification of vehicles) substitute—

"4.—(1) Subject to regulations 5 and 78, the Secretary of State shall grant licences authorising the driving of motor vehicles in accordance with—

- (a) the categories and sub-categories specified in column (1) and defined in column (2) of Parts 1 to 3 and 5 and 6 of Schedule 2;
- (b) the former categories and former sub-categories specified in column (1) and defined in column (2) of Part 4 of Schedule 2, other than former category P and former sub-category B1;

⁽¹⁾ Section 3 was amended by the Crime (International Co-operation) Act 2003 (c.32) ("the 2003 Act"), Schedule 5, paragraphs 45 and 47 and the Road Safety Act 2006 (c.49) ("the 2006 Act"), Schedule 1, paragraphs 24 and 26.

⁽²⁾ Schedule 1 was amended by the Access to Justice Act 1999 (c.22), Schedule 13, paragraph 173; the 2003 Act, Schedule 5, paragraphs 45 and 52 to 60 and the 2006 Act, Schedule 1, paragraphs 24 and 27.

⁽**3**) 1995 c.13.

- (c) the class defined in column (2) of Part 4 of Schedule 2 opposite former subcategory B1 specified in column (1); and
- (d) the class defined in column (2) of Part 4 of Schedule 2 opposite former category P specified in column (1).

(2) The categories and sub-categories referred to in paragraph (1)(a) and (b), other than former category P and former sub-category B1, are designated as groups for the purposes of section 89(1)(b) of the Traffic Act.

(3) In these Regulations, expressions relating to vehicle categories have the following meanings—

- (a) save for references to a former category or a former sub-category, any reference to a category or sub-category identified by letter, number or word or by any combination of letters, numbers and words is a reference to the category or subcategory defined in column (2) of Schedule 2 opposite that letter or combination in column (1) of the Schedule,
- (b) "sub-category" means, in relation to category A, B, C, C+E, D or D+E, a class of vehicles comprising part of the category and identified as a sub-category in column (2) of Schedule 2,
- (c) unless the context otherwise requires, a reference to a category includes a reference to sub-categories of that category,
- (d) save for references to "former sub-category B1", "former category N" or "former category P", a reference to a former category or a former sub-category identified by letter, number or word or by any combination of letters, numbers and words is a reference to the former category or former sub-category defined in column (2) of Part 4 of Schedule 2 opposite the letter or combination in column (1),
- (e) "former sub-category B1" means a class of vehicle having three or four wheels and an unladen weight not exceeding 550 kilograms,
- (f) "former category N" means vehicles which were exempted from vehicle excise duty under section 7(1) of the Vehicle (Excise) Act 1971(4), and
- (g) "former category P" means a class of vehicle having fewer than four wheels, a maximum design speed not exceeding 50 kilometres per hour and, if propelled by an internal combustion engine, a cylinder capacity not exceeding 50 cubic centimetres.".
- 4. In regulation 5 (classes for which licences may be granted) after paragraph (3) add—

"(4) A licence authorising the driving of motor vehicles of a class shown in column (2) of Part 4 of Schedule 2 opposite a former category or former sub-category (as the case may be) shown in column (1) of that part of that Schedule may not be granted to a person unless, before 19th January 2013, that person held a licence authorising the driving of motor vehicles of that class or passed a test for a licence authorising the driving of motor vehicles of that class.

(5) A licence authorising the driving of category Q vehicles may not be granted to a person unless that person is entitled—

- (a) in accordance with paragraph (1), to be granted a full licence authorising the driving of motor vehicles of a class included in category AM, A or B; or
- (b) in accordance with paragraph (4), to be granted a full licence authorising the driving of category P vehicles.

^{(4) 1971} c.10; notwithstanding the repeal of the 1971 Act by the Vehicle Excise and Registration Act 1994 (c.22), section 65 and Schedule 5, licences may still be granted in respect of vehicles in former category N.

(6) A licence authorising the driving of motor vehicles of a class included in category B96, which are specified in Part 6 of Schedule 2, may be granted to a person who is entitled thereto by virtue of holding, or having held, a Community licence authorising the driving of that class."

- 5. In regulation 6 (competence to drive classes of vehicle: general)—
 - (a) in paragraph (1)(a)(ii) after "this paragraph," insert "a three-wheeled moped, a light quadricycle, a motor tricycle or";
 - (b) in paragraph (2) for "P" substitute "AM"; and
 - (c) after paragraph (2) insert—

"(2A) Where a relevant full licence authorises the driving of vehicles included in category B and the additional category is category Q or AM, the holder is not deemed competent to drive category Q vehicles or vehicles in category AM unless the licence authorises the driving of such vehicles in accordance with regulation 43(3) and (5)."

- 6. In regulation 7 (competence to drive classes of vehicle: special cases)—
 - (a) in paragraph (4) for "sub-categories B1 and" substitute "former sub-category B1 or sub-category";
 - (b) in paragraphs (5)(a), (6)(a) and (7) for "sub-categories B1 or" substitute "former sub-category B1 or sub-category"; and
 - (c) after paragraph (7) insert—

"(8) A person who holds a licence authorising the driving of vehicles included in category B and who has, before 1st February 2001, passed a test (or a Northern Ireland test of competence corresponding to such a test) for such a licence may drive a category P vehicle unless the test or, as the case may be, the practical test was passed on a motor vehicle which was adapted on account of a disability of the person taking the test in which case the person is authorised to drive only such category P vehicles as are so adapted.

(9) Where a person holds a full licence issued before 19th January 2013 authorising the driving of vehicles included in category A, that licence shall not in addition authorise the driving of vehicles in former sub-category B1 unless that person passed the test in respect of that licence (or a Northern Ireland test of competence corresponding to that test) before 1st February 2001.".

7. In regulation 8 (competence to drive classes of vehicle: dual purpose vehicles) in paragraph (1) (a) for "sub-categories B1 or" substitute "former sub-category B1 or sub-category".

- 8. In regulation 9 (minimum ages for holding or obtaining licences)—
 - (a) after paragraph (1) insert—

"(1A) In item 2 (moped), for the class of moped there is substituted the classes of a vehicle in category AM (moped and light quadricycle) and a category Q vehicle.";

- (b) for paragraph (2) substitute—
 - "(2) In item 3 (motor bicycle)—
 - (a) subject to paragraphs (2A) to (2F), for the class of motor bicycle and the age of 17 there is substituted, in respect of full licences, the following—

3(1) A1 motorcycle or A1 motor tricycle	17
3(2) A2 motorcycle	19
3(3) A3 motorcycle	24

3A A3 motor tricycle	24
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(b) subject to paragraph (2G), in relation to the class of motor bicycle there is, in respect of provisional licences, substituted for the age of 17 the age of 24.";

(c) after paragraph (2) insert—

"(2A) For the age of 17 in relation to item 3(1) in the table in paragraph (2)(a) there is substituted the age of 16 in the case of a person holding a Community licence authorising the driving of vehicles in sub-category A1.

(2B) For the age of 19 in relation to item 3(2) in the table in paragraph 2(a) there is substituted the age of 18 in the case of a person holding a Community licence authorising the driving of vehicles in sub-category A2.

(2C) For the age of 19 in relation to item 3(2) and the age of 24 in relation to item 3(3) in the table in paragraph 2(a) there is substituted the age of 17 where a person passed a test before 19th January 2013 in respect of a motor bicycle (other than a motor bicycle with an engine the maximum net power output of which is 11 kilowatts or less) and the standard access period has expired.

(2D) For the age of 19 in relation to item 3(2) in the table in paragraph 2(a) there is substituted the age of 17 in a case where the vehicle is—

- (a) owned or operated by the Secretary of State for Defence, or
- (b) being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown,

and is being used for naval, military or air force purposes.

(2E) For the age of 24 in relation to item 3(3) in the table in paragraph 2(a) there is substituted—

- (a) the age of 21 in a case where a person has, for a period of not less than two years, held a full licence which authorises the driving of A2 motorcycles;
- (b) the age of 20 in the case of a person holding a Community licence authorising the driving of vehicles in sub-category A3; and
- (c) the age of 17 in a case where—
 - (i) the vehicle is being used for naval, military or air force purposes and is-
 - (aa) owned or operated by the Secretary of State for Defence; or
 - (bb) being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown; or
 - (ii) a person—
 - (aa) passes an appropriate driving test after 18th January 2013 on a vehicle of a class in category B or sub-category A2 or A3; and
 - (bb) was entitled, before 19th January 2013, to a licence to drive a motor bicycle with an engine having a maximum net power output exceeding 25 kilowatts or a power to weight ratio exceeding 9.16 kilowatts per kilogram.

(2F) For the age of 24 in relation to item 3A in the table in paragraph 2(a) there is substituted—

- (a) the age of 21 in a case where a person has, for a period of not less than two years, held a full licence which authorises the driving of A2 motorcycles;
- (b) the age of 17 in a case where—

(i) the vehicle is-

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- (aa) owned or operated by the Secretary of State for Defence, or
- (bb) being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown,
- and is being used for naval, military or air force purposes; or
 - (ii) the person was, before 19th January 2013, entitled to drive vehicles having three or four wheels and an unladen weight not exceeding 550 kilograms.
- (2G) For the age of 24 as substituted by paragraph 2(b) there is substituted—
 - (a) the age of 21 in the case of a provisional licence for the driving of A3 motorcycles where a person has, for a period of not less than two years, held a full licence which authorises the driving of A2 motorcycles;
 - (b) the age of 19 in the case of a provisional licence which is restricted to the driving of A2 motorcycles;
 - (c) the age of 17 where a person has passed a test before 19th January 2013 in respect of a motor bicycle (other than a motor bicycle with an engine the maximum net power output of which is 11 kilowatts or less) and the standard access period has expired;
 - (d) the age of 17 in the case of a provisional licence which is restricted to the driving of A1 motorcycles; and
 - (e) the age of 17 in a case where the vehicle is—
 - (i) owned or operated by the Secretary of State for Defence; or
 - (ii) being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown,

and is being used for naval, military or air force purposes.";

(d) after paragraph (3) insert-

"(3A) In item 5 (small vehicle) the class of small vehicles except motor tricycles and light quadricycles is substituted for the class of small vehicle.";

- (e) in paragraph 4 omit "(small vehicles)";
- (f) omit paragraph (6);
- (g) after paragraph (7) insert—

"(8) In item 7, the age of 18 is substituted for the age of 21 in relation to a motor vehicle of a class included in category C or C+E where the vehicle is being used by the fire service or for maintaining public order or is undergoing road tests for repair or maintenance purposes.

(8A) In item 7, the age of 18 is substituted for the age of 21 in the case of a motor vehicle and trailer combination which is in sub-category C1+E and the maximum authorised mass of the combination does not exceed 12 tonnes.

(8B) Subject to paragraphs (9) and (9B), in item 7 the age of 24 is substituted for the age of 21 in relation to a motor vehicle of a class included in category D or D+E, other than sub-category D1 or D1+E, save—

- (a) where the vehicle is being used by the fire service or for maintaining public order or is undergoing road tests for repair or maintenance purposes; or
- (b) in respect of a person under the age of 24 who was entitled to a licence to drive a vehicle of that class before 19th January 2013."; and
- (h) in paragraph (13) after sub-paragraph (e) insert—

"; and

- (f) in the calculation of the period of time for which a licence has been held there shall be disregarded any deductible period.".
- 9. After regulation 15 insert—

"Restrictions on provisional licences: two-wheeled vehicles

15A.—(1) A provisional licence granted in respect of a vehicle in category AM or A shall be restricted to such vehicles as have no more than two wheels save where the applicant declares that they are suffering from a relevant disability of such a nature that they are unable to ride a vehicle which has two wheels.

(2) A provisional licence granted in respect of a vehicle with two wheels shall be restricted to vehicles of a class within category AM or A.".

- 10. In regulation 16 (conditions attached to provisional licences)—
 - (a) in paragraph (3)—
 - (i) for sub-paragraph (a) substitute—
 - "(a) is driving a motor vehicle constructed to carry only one person which is not adapted to carry more than one person and is a vehicle in subcategory B1 (invalid carriages), a motor tricycle, a motor vehicle having four wheels and an unladen weight not exceeding 550 kilograms or a motor vehicle of a class included in category F, G, H or K;";
 - (ii) in sub-paragraph (aa), after "included in" insert "former"; and
 - (iii) in sub-paragraph (b), after "side-car" insert ", a category P vehicle or a category Q vehicle";
 - (b) in paragraph (6)—
 - (i) in sub-paragraph (a), omit "or";
 - (ii) after sub-paragraph (b) add-
 - "(c) a category P vehicle, or
 - (d) a category Q vehicle.";
 - (c) in paragraph (7), for "a learner motor bicycle" substitute "an A1 motorcycle";
 - (d) in paragraph (7A)—
 - (i) for "a learner motor bicycle" substitute "an A1 motorcycle"; and
 - (ii) for sub-paragraph (a) substitute—
 - "(a) present with the person holding the licence on the road while riding a two-wheeled vehicle in category AM or A or a category P vehicle or, if the instructor is suffering from a relevant disability of such a nature that they are unable to ride a two-wheeled vehicle, a three-wheeled vehicle in category AM or A, and"; and
 - (e) in paragraph (7B)(a), for "learner motor bicycle" substitute "A1 motorcycle".

11. In regulation 17 (meaning of "qualified driver") in paragraph (3)(d) for "vehicles in sub-category B1 or B1 (invalid carriages)" substitute "a quadricycle or vehicles in sub-category B1 (invalid carriages)".

12. In the heading to regulation 19 (full licences not carrying provisional entitlement) for "not carrying" substitute "and".

- 13. In regulation 19 (full licences and provisional entitlement)—
 - (a) for paragraph (1) substitute—

"(1) Sections 98(2) and 99A(5) of the Traffic Act shall apply in accordance with the following paragraphs.";

(b) for paragraph (4) substitute—

"(4) Section 98(2) shall not authorise a person who has not passed a test of competence to drive a moped or a motor bicycle to drive a category P vehicle or a category Q vehicle.";

(c) after paragraph (4) insert—

"(4A) In the case of a full licence granted before 19th January 2013 which authorises the driving of a class of standard motor bicycles, other than motor bicycles with an engine the maximum net power output of which is 11 kilowatts or less, section 98(2) shall not apply so as to authorise the driving of an A3 motorcycle before the expiration of the standard access period.

(4B) Section 98(2) shall not apply so as to authorise the driving, as if authorised by a provisional licence, of vehicles of any class included in category B96.";

- (d) omit paragraph (5);
- (e) in paragraph (9)—
 - (i) after "Community licence" insert "granted before 19th January 2013";
 - (ii) for "a large motor bicycle" substitute "an A3 motorcycle";
- (f) in paragraph (10) for "a large motor bicycle" substitute "an A3 motorcycle."; and
- (g) for the table at the end substitute—

"TABLE

(1) Full licence held	(2) Provisional entitlement included
AM	A, B, F and K
Al	A, B, F and K
A2	A, B, F and K
A3	B, F and K
В	A, B+E, G and H
C1	C1+E
С	C1+E, C+E
D1	D1+E
D	D1+E, D+E
F	Q, AM and B
G	Н
Н	G"

Tests of competence to drive

14. In regulation 22 (interpretation of Part III)—

(a) in the definition of "motor bicycle instructor" for "A or P" substitute "AM or A"; and

- (b) omit the definition of "standard access period".
- 15. In regulation 23A(2)(a) for "A, B or P" substitute "AM, A or B".

16. In regulation 27 (applications for theory tests: motor bicycle instructors) in paragraphs (1) and (5) for "A or P" substitute "AM or A".

17. In regulation 30 (fees for theory tests) in paragraph (2) for "A, B or P" substitute "AM, A or B".

18. In regulation 32 (applications for manoeuvres or practical tests: motor bicycle instructors) in paragraphs (1) and (5) for "A or P" substitute "AM or A".

- 19. In regulation 35 (fees in respect of manoeuvres, practical or unitary tests)-
 - (a) in paragraph (2) omit "(3ZC),";
 - (b) in paragraph (3) omit ", (3ZC),";
 - (c) in paragraph (3ZA)(c) for "A or P" substitute "AM or A";
 - (d) in paragraph (3ZB)—
 - (i) for "paragraphs (3ZC) and (4)" substitute "paragraph (4)"; and
 - (ii) in sub-paragraph (c) for "A or P" substitute "AM or A";
 - (e) omit paragraph (3ZC); and
 - (f) in paragraph (6)(a)—
 - (i) after "category" insert "AM,";
 - (ii) for "K or P" substitute "or K"; and
 - (iii) omit "or B1".
- **20.** In regulation 37 (test vehicles)—
 - (a) in paragraph (1) for "F, G, H, K or P" substitute "AM, F, G, H or K";
 - (b) after paragraph (2) insert—

"(2A) Where in an application for a manoeuvres test or a practical test prescribed in respect of category AM it is declared that the applicant is suffering from a relevant disability of such a nature that the applicant is unable to ride a moped with two wheels, that test shall be conducted on a specially adapted two-wheeled moped, a three-wheeled moped or a light quadricycle.";

(c) for paragraph (3) substitute—

"(3) Where in an application for a manoeuvres test or a practical test prescribed in respect of category A it is declared that the applicant is suffering from a relevant disability of such a nature that the applicant is unable to ride a motor bicycle without side-car, the test shall be conducted—

- (a) in the case of the test for a licence authorising the driving of a vehicle in subcategory A1, on an A1 motor tricycle or an A1 motorcycle with side-car where the capacity and unassisted speed on the level of the motor tricycle or the motor bicycle, as appropriate, is equivalent to or greater than that shown in relation to sub-category A1 in column (2) of the table;
- (b) in the case of the test for a licence authorising the driving of a vehicle in subcategory A2, on an A2 motorcycle with side-car where the capacity and power output of the motor bicycle is equivalent to or greater than that shown in relation to sub-category A2 in column (2) of the table;

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- (c) in the case of the test for a licence authorising the driving of a vehicle in sub-category A3, on an A3 motor tricycle or an A3 motorcycle with side-car where the capacity and power output of the motor tricycle or the motor bicycle, as appropriate, is equivalent to or greater than that shown in relation to subcategory A3 in column (2) of the table.";
- (d) in paragraph (4)(a) after "(2)" insert ", (2A)";
- (e) in paragraph (5)(a) omit paragraph (i) and "or" at the end of that sub-paragraph;
- (f) in paragraph (6) omit sub-paragraph (a) and "or" at the end of that sub-paragraph; and
- (g) in the table at the end of the regulation—
 - (i) before the first entry in column (1) and the corresponding entry in column (2) insert, respectively "AM" and "Any two-wheeled moped";
 - (ii) for the entries "A, in the case of a test for a licence authorising the driving of large motor bicycles", "A, in the case of any other test" and "A1" in column (1) and the corresponding entries in column (2) substitute—

"A1	An A1 motorcycle without side-car, with a cubic capacity of 120 cubic centimetres and capable of an unassisted speed of 90 kilometres per hour on the level.
A2	An A2 motorcycle without side-car, with a cylinder capacity of 400 cubic centimetres and a power of 25 kilowatts.
A3	An A3 motorcycle without side-car, with a cylinder capacity of 600 cubic centimetres and a power of 40 kilowatts."

; and

(iii) omit the last entry in column (1) and the corresponding entry in column (2).

21. In regulation 38 (further requirements at tests)—

(a) for paragraph (4) substitute—

"(4) Subject to paragraph (4A), a person submitting to a manoeuvres test or a practical test must, before the test commences, produce to the person conducting the test—

- (a) in the case of a test on a motor vehicle of a class included in any category other than category A, a valid standard theory test pass or a valid large vehicle theory test pass certificate showing that the person submitting to the test has passed the theory test prescribed in respect of the same category or a valid certificate corresponding to such a certificate furnished under the law of Northern Ireland; or
- (b) in the case of a test on a motor vehicle of a class included in category A, a valid standard theory test pass certificate showing that the person submitting to the test has passed the theory test prescribed in respect of category A or category AM or a valid certificate corresponding to either such certificate furnished under the law of Northern Ireland.";

(b) after paragraph (4) insert—

"(4A) Paragraph (4) does not apply in a case where—

- (a) a person submitting to a manoeuvres test or a practical test is exempt from the requirement to pass a theory test by virtue of regulation 42; or
- (b) by virtue of regulation 40(4) no theory test is prescribed for the class of vehicle on which a manoeuvres test or a practical test (as the case may be) is to be taken";
- (c) in paragraphs (8) and (8A) for "A or P" substitute "AM or A"; and
- (d) in paragraph (9)(a) and (b) for the words from "category A" to "driver's seat" substitute "category AM, A, G, H or K".

22. In regulation 39 (examiner's right to refuse to conduct test) in paragraphs (1)(b) and (1A) for "a vehicle" substitute "a two-wheeled vehicle" and for "A or P" substitute "AM or A".

23. In regulation 40 (nature of tests other than extended tests) in paragraph (1A) for "A or P, or in sub-category A1," substitute "AM or A".

24. In regulation 40A(1A) for "A or P", in each place where those words appear, substitute "AM or A".

25. In regulation 40C (passing the test)—

- (a) in paragraph (1) after "regulation" insert "40(1A)(a) or";
- (b) in the table at the end—

(i) before the first entry in columns (1), (2) and (3) insert, respectively—

"AM	Matters specified in Part 1 of	Requirements specified	in
	Schedule 7.	Part 1 of Schedule 8."	

; and

(ii) omit the last entry in column (1) and the corresponding entries in columns (2) and (3).

26. In regulation 42 (exemption from theory test)—

(a) for paragraph (1) substitute—

"(1) A person is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising that person to drive a motor vehicle of a class included in sub-category A1 if that person—

- (a) holds a valid standard theory test pass certificate in respect of a motor vehicle of a class included in category AM or A; or
- (b) has held, for a period of not more than two years, a Northern Ireland theory test pass certificate corresponding to the certificate mentioned in subparagraph (a)."; and

(b) after paragraph (1) insert—

"(1A) A person is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising the driving of a motor vehicle of a class included in subcategory A2 if that person—

- (a) holds a valid standard theory test pass certificate in respect of a motor vehicle of a class included in category AM or A;
- (b) has, for a period of not less than two years, held a full licence which authorises the driving of A1 motorcycles; or
- (c) has held, for a period of not more than two years, a Northern Ireland theory test pass certificate corresponding to the certificate mentioned in sub-paragraph (a).

(1B) A person is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising the driving of a motor vehicle of a class included in subcategory A3 if that person—

- (a) holds a valid standard theory test pass certificate in respect of a motor vehicle of a class included in category AM or A;
- (b) has, for a period of not less than two years, held a full licence which authorises the driving of A2 motorcycles; or
- (c) has held, for a period of not more than two years, a Northern Ireland theory test pass certificate corresponding to the certificate mentioned in sub-paragraph (a).

(1C) A person is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising the driving of a motor vehicle of a class included in category AM or A if that person has held, for a period of not more than two years, a standard theory test pass certificate issued before 19th January 2013 in respect of a motor vehicle which—

- (a) is of a class included in former category P; or
- (b) is a motor bicycle.

(1D) A person who has held, for a period of not more than two years, a Northern Ireland theory test pass certificate corresponding to a certificate mentioned in paragraph (1C) is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising the driving of a motor vehicle of a class included in category AM or A.

(1E) A person who is a full time member of the armed forces is exempt from the requirement to pass a theory test for the purpose of obtaining a licence authorising the driving of a motor vehicle of a class included in category A if that person has passed a test for a licence authorising the driving of motor vehicles of another class included in category A.".

- 27. In regulation 43 (entitlement upon passing a test other than an appropriate driving test)—
 - (a) in paragraph (2)—
 - (i) for "regulations 44 and" substitute "regulation";
 - (ii) in sub-paragraphs (a) and (b) for "A or P" substitute "AM or A";
 - (b) in paragraph (3) for "paragraphs (5) and (6)" substitute "paragraph (5)";
 - (c) in paragraph (4) for "F, K or P" substitute "Q, AM, F or K";
 - (d) in paragraph (5)—
 - (i) for "category P" in both places where those words appear substitute "category Q or AM";
 - (ii) in sub-paragraph (a) for "class P" substitute "category Q or AM"; and
 - (iii) in sub-paragraph (b) for "mopeds" in both places where that word appears substitute "vehicles";
 - (e) omit paragraph (6); and
 - (f) in paragraph (7)(a) for "A or P" in both places where those words appear substitute "AM or A".

28. Omit regulation 44 (entitlement upon passing a test other than an appropriate driving test: category A).

29. In the heading to regulation 44A (entitlement upon passing a test other than an appropriate driving test: category P) for "P" substitute "AM".

- **30.** In regulation 44A—
 - (a) in paragraph (1) for "P" substitute "AM"; and
 - (b) in paragraph (2)—
 - (i) for sub-paragraph (a) substitute—
 - "(a) in a case where the test was passed on a three-wheeled moped or a light quadricycle, a licence authorising the driving of all vehicles having three or four wheels included in category AM;"; and
 - (ii) in sub-paragraph (b) for "P" substitute "AM".
- 31. In regulation 45 (upgrading of entitlements by virtue of passing second test)—
 - (a) in paragraph (10) for "sub-categories B1 and" substitute "former sub-category B1 or category"; and
 - (b) in paragraph (11)—
 - (i) omit "and" at the end of sub-paragraph (a); and
 - (ii) after sub-paragraph (b) add-
 - "(c) where, before 19th January 2013, a test was passed, or a licence was held, authorising the driving of motor vehicles in former sub-category D1, references to "sub-category D1" shall include vehicles which would fall within sub-category D1, save that the maximum length of the vehicle exceeds 8 metres,
 - (d) where, before 19th January 2013, a test was passed, or a licence was held, authorising the driving of motor vehicles in former sub-category D1+E, references to "sub-category D1+E" shall include vehicles which would fall within sub-category D1+E save that the maximum length of the tractor vehicle exceeds 8 metres, and
 - (e) where, before 19th January 2013, a test was passed, or a licence was held, authorising the driving of vehicles in former category B+E, references to "category B+E" shall include vehicles which would fall within category B+E save that the maximum authorised mass of the trailer or semi-trailer (as the case may be) exceeds 3500 kilograms.".
 - (c) after paragraph (11) insert—

"(12) Paragraph (11)(c) and (d) shall apply to references in Schedule 9 to "subcategory D1" and "sub-category D1+E" as that paragraph applies to such references in this regulation.".

- 32. In regulation 46 (entitlement upon passing an appropriate test)—
 - (a) in paragraph (1) for "and (6)" substitute ", (6) and (6A)";
 - (b) in paragraph (2)—
 - (i) for "paragraph (4)" substitute "paragraphs (4) and (4A)"; and
 - (ii) in sub-paragraphs (a) and (b) for "A or P" substitute "AM or A";
 - (c) in paragraph (3)(a) and (b) for "A or P" substitute "AM or A";
 - (d) for paragraph (4) substitute—
 - "(4) In the case of a non-side car licence holder who-
 - (a) was disqualified before 19th January 2013 where the standard access period had not expired at the date of disqualification and has not expired, or

(b) is disqualified on or after 19th January 2013 and upon the date of disqualification the standard access period has not expired,

the disqualification shall not, by virtue of paragraph (2) or (7), be deemed to have expired in relation to A3 motorcycles until the standard access period has expired.";

(e) after paragraph (4) insert—

"(4A) In the case of a side-car licence holder who-

- (a) was disqualified before 19th January 2013 where the standard access period had not expired at the date of disqualification and has not expired, or
- (b) is disqualified on or after 19th January 2013 and upon the date of disqualification the standard access period has not expired,

the disqualification shall not, by virtue of paragraph (2) or (7), be deemed to have expired in relation to A3 motorcycle and side-car combinations until the standard access period has expired.";

- (f) in paragraph (5) for "F, G, H, K, L or P" substitute "AM, F, G, H, K or L";
- (g) at the beginning of paragraph (6) add "Subject to paragraph (6A),";
- (h) after paragraph (6) insert—

"(6A) Where a person passes the two-part practical test on a vehicle of a class included in sub-category A2 the disqualification is deemed to have expired additionally in relation to all classes of vehicle included in sub-category A3 unless that test is passed on a vehicle with automatic transmission, in which case the disqualification shall be deemed to have expired only in relation to such classes of motor vehicle included in sub-category A3 as have automatic transmission.";

- (i) in paragraph (7) omit the words from ", other" to "B1"; and
- (j) for paragraph (9) substitute—
 - "(9) In this regulation—

"non side-car licence holder" means a person who held a licence, granted before 19th January 2013, authorising the driving of standard motor cycles without a side-car;

"side-car licence holder" means a person who held a licence, granted before 19th January 2013, authorising the driving of standard motor bicycle and side-car combinations;" and

"two-part practical test means-

- (a) in relation to a vehicle of a class included in category AM or A, the manoeuvres test and the practical test in respect of a vehicle of a class included in category AM or A, as appropriate;
- (b) in relation to a vehicle of a class included in sub-category A1, the manoeuvres test and the practical test in respect of a vehicle of a class included in sub-category A1.".

33. In regulation 47 (evidence of result of theory test: vehicles other than category C or D) in paragraphs (6) and (7), for "regulation 38(4) or 40A(1)(b)(i) or (1A)(b)(i)" substitute "regulation 38(4), 40A(1)(b)(i) or (1A)(b)(i) or 42(1)(a), (1A)(a), (1B)(a) or (1C)".

Approved training courses for riders of motor bicycles and mopeds

- 34. In regulation 60 (certified instructors)—
 - (a) in paragraph (2) for "learner motor bicycles" substitute "A1 motorcycles"; and

(b) in paragraph (3)(b) for "vehicles included in sub-category A1" substitute "A1 motorcycles".

35. In regulation 61 (persons authorised as assistant instructors) in paragraph (2) for "vehicles in sub-category A1" substitute "A1 motorcycles".

36. For the heading to regulation 64 (approved training courses conducted on large motor bicycles) for "on large motor bicycles" substitute "by certified direct access instructors".

37. In regulation 64(1), for "large motor bicycles" substitute "A2 motorcycles or A3 motorcycles" and for "a motor bicycle other than a learner motor bicycle" substitute "an A2 motorcycle or an A3 motorcycle, as appropriate".

38. In regulation 65 (certified direct access instructors)—

- (a) in paragraph (1), for "large motor bicycles" substitute "A2 motorcycles or A3 motorcycles" and for "motor bicycles other than learner motor bicycles" substitute "A2 motorcycles or A3 motorcycles, as appropriate"; and
- (b) in paragraphs (3)(a) and (7)(b), for "large motor bicycles" substitute "motor bicycles other than A1 motorcycles".
- **39.** In regulation 68 (evidence of successful completion of course)—
 - (a) in paragraph (2)(b)—
 - (i) omit paragraph (iii); and
 - (ii) in paragraph (iv) omit "in a case where the certificate was issued on or after 1st February 2001,"; and
 - (b) after paragraph (4) add—

"(5) For the purposes of this regulation, a certificate furnished before 19th January 2013 in the form set out in Part 3 of Schedule 13 to these Regulations as they stood before amendment by the Motor Vehicles (Driving Licences) (Amendment) Regulations 2012 shall be regarded as a certificate under paragraph (1).".

40. After regulation 68 insert—

"Approved training courses before 19th January 2013

68A.—(1) A person who, before 19th January 2013, was authorised as an approved training body, or as a certified instructor, shall be treated as an approved training body or a certified instructor (as the case may be) in relation to motor bicycles or mopeds, as appropriate.

(2) A person who, before 19th January 2013, was authorised, or deemed to be authorised, as a certified direct access instructor shall be treated as, or as being deemed to be authorised as, a certified direct access instructor in relation to motor bicycles.

(3) A course which, before 19th January 2013, was an approved training course shall be treated as an approved training course for riders of bicycles or mopeds, as appropriate.

(4) A certificate which, before 19th January 2013, was issued to a person referred to in paragraph (1) in the form set out in Part I of Schedule 13 shall, subject to regulation 60(7), be treated as being in force in respect of that person.".

- 41. In regulation 69 (exemptions from Part 5)—
 - (a) for paragraph (1), substitute—

"(1) Subject to paragraph (2), section 98(3)(c) of the Traffic Act shall not apply to a person who—

- (a) passed a test in respect of a vehicle in former category P after 30th November 1990 and before 19th January 2013, or
- (b) passes the test for the time being prescribed in respect of category AM,

and such a person shall be exempt from the requirement imposed by section 89(2A) of that Act.";

- (b) in paragraph (2B), for "category A" substitute "category AM or A", for "another" substitute "any" and for "that category" substitute "category AM or A"; and
- (c) in paragraph (6)(b)(ii) for "A or P" substitute "AM or A".

Disabilities

42. In regulation 70 (licence groups) in paragraph (1), in the definition of "Group 1 licence" for paragraph (a) substitute—

"(a) categories AM, A, B, B+E, F, G, H, K and L,".

Supplementary

43. In regulation 76 (effect of change in classification of vehicles for licensing purposes)—

- (a) in paragraphs (1) and (2) for "old", in each instance where it appears, substitute "older";
- (b) after paragraph (2) insert—

"(2A) Subject to paragraphs (3C) to (3E), in a licence (whether full or provisional) granted before 19th January 2013, a reference to motor vehicles in an old category shall be construed as a reference to motor vehicles in the new category corresponding thereto and a reference to motor vehicles of a class included in an old category shall be construed as a reference to vehicles of the corresponding class included in the new category.";

- (c) in paragraph (3) for "old" in each instance where it appears, substitute "older";
- (d) after paragraph (3) insert—

"(3C) Where a licence (whether full or provisional) granted before 19th January 2013 authorises the driving of—

- (a) standard motor bicycles only, or
- (b) standard motor bicycles and side-car combinations only,

any reference in that licence to motor vehicles in category A (save for those in sub-category A1) shall be construed in accordance with paragraph (3D).

(3D) A reference in a licence of the type referred to in paragraph (3C) granted before 19th January 2013 to motor vehicles in category A shall be construed as a reference—

- (a) where the standard access period has not expired, to motor vehicles in subcategory A2; and
- (b) where that period has expired, to motor vehicles in category A.

(3E) Paragraph (2A) shall not apply to a reference to vehicles in sub-category D1 in a licence granted before 1st January 1997.

(3F) Where a licence granted before 19th January 2013 authorises only the driving of a class of motor vehicles included in an old category having automatic transmission, it shall not under this regulation authorise the driving of any vehicle not having automatic transmission.";

(e) in paragraph (4)—

- (i) in the definition of "old category" for "column (1)" substitute "column (2)";
- (ii) after the definition of "old category" insert-

""older category" and "class included in an older category", mean respectively a category and a class of vehicles specified in column (1) of the table at the end of this regulation,";

(iii) for the definition of "new category" substitute—

""new category" and "class included in a new category"-

- (a) in relation to an old category, means respectively the category (or, as the case may be, the sub-category) and the class of vehicles specified in column (3) of the table as corresponding to the relevant old category or class included in that old category; and
- (b) in relation to an older category, means respectively the category (or, as the case may be, the sub-category) and the class of vehicles specified in column (3) of the table as corresponding to the relevant older category or class included in that older category,";

<i>"(1) Older category or class</i>	(2) Old category or class	(3) Corresponding new category or class
	A (excluding A1)	А
	A1	A1
	B1	Motor tricycles in categories AM and A and light quadricycles in category AM
B1, limited to invalid carriages		B1 (invalid carriages)
	В	В
B plus E		B + E
	B+E	B + E
	C1	C1
C1 plus E		C1 + E (8.25 tonnes)
	С	С
C plus E		C+E
C plus E, limited to drawbar trailer combinations only		Vehicles in category C+E which are drawbar trailer combinations
D1		D1 (not for hire or reward)
	D1	D1
D1 plus E		D1 + E (not for hire or reward)
	D1 + E	D1 + E
D, limited to 16 seats		D1

(f) for the table at the end of paragraph (4) substitute—

<i>"(1) Older category or class</i>	(2) Old category or class	(3) Corresponding new category or class
D, limited to vehicles not more than 5.5 metres in length		D1 and vehicles in category D not more than 5.5 metres in length
D, limited to vehicles not driven for hire or reward		Vehicles in category D which are either driven while being used in accordance with a section 19 permit or, if not being so used, driven otherwise than for hire or reward
	D	D
D plus E		D + E
	F	F
	G	G
	Н	Н
	K	K
	L	L
	Р	Q and AM"

44. In regulation 79 (saving in respect of entitlement to drive mobile project vehicles) for "sub-category B1 or" substitute "former sub-category B1 or sub-category".

45. After regulation 79 insert—

"Saving in respect of former category and sub-category

79A. Where a person holds a full licence granted before 19th January 2013 authorising the driving of, or is entitled to apply for the grant of a full licence authorising the driving of, vehicles of a class within the category or sub-category referred to in column (1) of Part 4 of Schedule 2—

- (a) that person is authorised to drive, or entitled to apply for the grant of a licence authorising the driving of (as the case may be), vehicles of the relevant class referred to in column (2) of Part 4 of Schedule 2 which corresponds to that category or sub-category, as appropriate, in column (1); and
- (b) the licence granted to that person shall be construed as authorising the driving of vehicles of that class.".

Schedules

46. In Schedule 2 (categories and sub-categories of vehicle for licensing purposes)—

- (a) in Part 1—
 - (i) before the entry for category A in column (1) and the corresponding entries in columns (2) and (3) insert respectively—

"AM	Mopeds and light quadricycles.	Q"

- (ii) in relation to the entry for category A—
 - (aa) for the entry in column (2) substitute "Motor bicycles and motor tricycles"; and
 - (bb) for the entry in column (3) substitute "Q, AM, A1, A2 and K";
- (iii) in relation to the entry for sub-category A1 in column (1)—
 - (aa) in column (2) for "learner motor bicycles" substitute "A1 motorcycles and A1 motor tricycles";
 - (bb) for the entry in column (3) substitute "Q and AM";
- (iv) after the entry for sub-category A1 and the corresponding entries in columns (2) and
 (3) insert respectively—

A sub-category of category A	
comprising A2 motorcycles.	

(v) after the entry for sub-category A2 in column (1) and the corresponding entries in columns (2) and (3) (as inserted by these Regulations) insert respectively—

"A3	A sub-category of category A	Q, AM, A1, A2 and K"	
	comprising A3 motorcycles		
	and A3 motor tricycles.		

- (vi) in relation to the entry for category B in column (1)—
 - (aa) for the entry in column (2) substitute—

"Motor vehicles, other than vehicles included in category Q, AM, A, F or K, having a maximum authorised mass not exceeding 3.5 tonnes and not more than eight seats in addition to the driver's seat, including:

- (i) a combination of any such vehicle and a trailer where the trailer has a maximum authorised mass not exceeding 750 kilograms; and
- (ii) a combination of any such vehicle and a trailer where the maximum authorised mass of the combination does not exceed 3.5 tonnes.";
- (bb) in column (3) for "F, K and P" substitute "Q, AM, F and K";
- (vii) the entry "B1" in column (1) and the corresponding entries in columns (2) and (3) shall be omitted;
- (viii) in relation to the entry for category B+E in column (1) for the entry in column (2) substitute—

"Combinations of a motor vehicle (being a tractor vehicle in category B) and trailer or semi-trailer where—

- (a) the combination does not fall within category B or B96; and
- (b) the maximum authorised mass of the trailer or semi-trailer does not exceed 3.5 tonnes."
 - (ix) in relation to the entry for category C in column (1), in column (2) after "category D, F, G or H" insert "which are designed and constructed for the carriage of no more than 8 passengers in addition to the driver and";
 - (x) in relation to the entry for sub-category C1 in column (1), in column (2) after "7.5 tonnes" insert "which are designed and constructed for the carriage of no more than 8 passengers in addition to the driver and";

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- (xi) in relation to the entry for sub-category D1 in column (1), in column (2) after "driver's seat" insert "with a maximum length not exceeding 8 metres";
- (xii) in relation to the entry for sub-category C1+E in column (1) for the entry in column (2) substitute—

"A sub-category of category C+E comprising combinations of a motor vehicle in category B, or in sub-category C1, and a trailer or a semi-trailer where the maximum authorised mass of the combination does not exceed 12 tonnes and—

- (a) if the tractor vehicle is in category B, the maximum authorised mass of the trailer or semi-trailer exceeds 3.5 tonnes; and
- (b) if the tractor vehicle is in sub-category C1, the maximum authorised mass of the trailer or semi-trailer exceeds 750 kilograms.";
- (xiii) in relation to the entry for sub-category D1+E in column (1), in column (2)—

(aa) at the end of paragraph (a) add "and";

- (bb) omit paragraphs (c) and (d); and
- (xiv) the entry "P" in column (1) and the corresponding entries in columns (2) and (3) shall be omitted; and
- (b) after Part 3, insert—

"Part 4

(1) Category or sub-category	(2) Class of vehicle	(3) Additional categories and sub-categories
Former sub- category B1	Motor vehicles having four wheels and an unladen weight not exceeding 550 kilograms save for light quadricycles.	None
Former category B +E	Combinations of a motor vehicle and trailer where the tractor vehicle is in category B and the maximum authorised mass of the trailer exceeds 3.5 tonnes.	None
Former sub- category D1	Motor vehicles having more than eight but not more than sixteen seats in addition to the driver's seat with a maximum length exceeding 8 metres and including any such vehicle drawing a trailer with a maximum authorised mass not exceeding 750 kilograms.	None
Former sub- category D1+E	 Combinations of a motor vehicle and trailer where: (a) the tractor vehicle is in former subcategory D1, (b) the maximum authorised mass of the trailer exceeds 750 kilograms but not the unladen weight of the tractor vehicle, 	None

(1) Category or sub-category	(2) Class of vehicle		(3) Additional categories and sub-categories
	(c) (d)	the maximum authorised mass of the combination does not exceed 12 tonnes, and the trailer is not used for the carriage of passengers.	
Former category P	Category P vehicles.		None

Part 5

(1) Category	(2) Classes of vehicle included	(3) Additional categories and sub-categories
Q	Category Q vehicles.	None

Part 6

(1) Category	(2) Classes of vehicle included (3) Additional categories and sub-categories
B96	Combinations of a motor vehicle and None" trailer where— (a) the tractor vehicle is in category B; (b) the maximum authorised mass of the trailer exceeds 750 kilograms; and
	 (c) the maximum authorised mass of the combination exceeds 3.5 tonnes but does not exceed 4.25 tonnes.
47. In Schedule	a 3 (licence fees), in Part 1 (table of fees applying on or after 1st April 2008)—

(a) for paragraph 12 substitute—

"12. A photocard licence granted under section 99(7) of the Traffic Act following the surrender under section 99(2A) of that Act of a photocard licence granted before 19th January 2013.";

(b) after paragraph 12 add—

"13. A Group 1 photocard licence granted under section 99(7) of the Traffic Act (the "new licence"), following the surrender under section 99(2A) of that Act of a Group 1 photocard licence granted after 18th January 2013, where the administrative validity period of the new licence is the period of 10 years in accordance with section 99(2B)(b) of that Act.

14. A Group 1 photocard licence granted under section 99(7) of the Traffic Act, following the surrender under section 99(3) or (4) of that Act of a Group 1 photocard licence granted after 18th January 2013, where an election is made under section 99(2D) (b) of that Act.

15. A Group 1 photocard licence granted under section 97 of the Traffic Act, following the surrender of, or an adequate explanation for not surrendering, a Group 1 photocard

licence issued in Great Britain after 18th January 2013, where an election is made under section 99(2E)(b) of that Act."; and

(c) in paragraphs 12 to 15, in the third column (fee payable), insert "£20".

48. In Schedule 5 (fees for practical tests or unitary tests: vehicles of categories other than A or P)—

- (a) in the Schedule heading, for "A or P" substitute "AM or A"; and
- (b) in Part 1, in column (1), in the first entry, omit "B1,".

49. In Schedule 5A (fees for the manoeuvres test and the practical test for vehicles of category A or P)—

- (a) in the Schedule heading, for "A or P" substitute "AM or A";
- (b) omit Part 1;
- (c) in Part 2—

(i) omit the heading; and

(ii) in column (1), in the second entry, for "P" substitute "AM".

50. In Schedule 7 (specified matters for theory test), in Part 1, in the heading, for "A and P" substitute "AM and A".

51. In Schedule 8 (specified requirement for practical or unitary test), in Part 2, omit paragraph (2).

52. In Schedule 8A (specified requirements for manoeuvres test) in paragraph (2)(g)(ii) and (i) (ii) for "P" substitute "AM".

53. In Schedule 10D (forms of certificate and statement), in Part 1, for "categories A and P" substitute "categories AM and A".