

**1970 No. 965 (C.23)**

**ROAD TRAFFIC**

**The Road Traffic (Driving Instruction) Act 1967  
(Commencement No. 2) Order 1970**

*Made*       -       -       -       *24th June 1970*

The Minister of Transport, in exercise of his powers under section 22(2) of the Road Traffic (Driving Instruction) Act 1967<sup>(a)</sup> and of all other enabling powers, hereby makes the following Order :—

**1.** The provisions of the Road Traffic (Driving Instruction) Act 1967 specified in columns 1 and 2 of the Schedule to this Order (which relate to the subject matter specified in column 3 of that Schedule in relation to those provisions) shall, except in the case of the provisions specified in column 2 of that Schedule in so far as they have already come into operation, come into operation on the 1st October 1970.

**2.** This Order may be cited as the Road Traffic (Driving Instruction) Act 1967 (Commencement No. 2) Order 1970.

Given under the Official Seal of the Minister of Transport the 24th June 1970.

(L.S.)

*L. E. Dale,*  
An Under Secretary of the  
Ministry of Transport.

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<sup>(a)</sup> 1967 c. 79.

## SCHEDULE

Column 1	Column 2	Column 3
Provisions coming into operation on 1st October 1970	Provisions coming into operation on 1st October 1970, except in so far as they have already come into operation	Subject matter
Section 1		Driving instruction for payment to be given only by registered or licensed persons.
Section 2		Exemption of police instructors from prohibition imposed by section 1 of this Act.
Section 6		Licences to give instruction.
	Section 7 and Schedule 1	Appeals against decisions of the Registrar in connection with licences.
	Section 9	Power to alter conditions for grant or revocation of licences.
	Section 11	Surrender of licences.
	Section 12	Production of licences to police constables and authorised persons.
	Section 13 and Schedule 2	Application of provisions of Road Traffic Act 1960 as to offences and fines and minor modifications thereof.
	Section 14	Evidence by certificate as to licences

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order brings into operation all the provisions of the Road Traffic (Driving Instruction) Act 1967 which were not brought into force on 17th March 1969 by the Road Traffic (Driving Instruction) Act 1967 (Commencement No. 1) Order 1969 (S.I. 1969/84).

Section 1 now brought into operation makes it, in general, an offence for a person to give instruction, which is paid for by or in respect of the pupil, in driving a motor car, unless the instructor's name is in the Register of Approved Driving Instructors or he holds a current licence to give instruction granted under section 6 of the Act.

There is an exemption for serving police instructors, in certain circumstances, from the prohibition on giving driving instruction for which payment is made while unregistered or unlicensed—section 2.

Under section 6, for the purpose of acquiring practical experience of giving instruction with a view to undergoing the qualifying examination for entry in the Register, licences to give instruction may be issued by the Registrar to trainee instructors who possess the specified qualifications. Under that section, too, power is given to the Minister of Transport to prescribe by regulations the fee for a licence, its form, period of validity and conditions of issue.

The existing right of appeal to the Minister by a person aggrieved by a decision of the Registrar is extended to decisions refusing to issue a licence or revoking a licence. The existing procedure (specified in Schedule 1 to the 1967 Act) is to apply to appeals against such decisions—section 7.



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