

STATUTORY INSTRUMENTS

1976 No. 1465

ROAD TRAFFIC

**The Motor Vehicles (Type Approval and Approval Marks)
(Fees) Regulations 1976***Made - - - - 2nd September 1976**Laid before Parliament 16th September 1976**Coming into Operation 7th October 1976*

The Secretary of State for the Environment, with the consent of the Treasury, in exercise of the powers conferred by section 56(1) and (2) of the Finance Act 1973(a) and of all other enabling powers, hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Motor Vehicles (Type Approval and Approval Marks) (Fees) Regulations 1976 and shall come into operation on 7th October 1976.

Interpretation

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

“approval mark” means a marking designated as an approval mark by Regulations made under section 63 of the Road Traffic Act 1972(b);

“authorisation” means an authorisation in writing given by the Secretary of State for the application of an approval mark to a vehicle or vehicle part;

“Community Directive” means a Council or Commission Directive concerning the approximation of laws of member States of the European Community for the purpose of the type approval of motor vehicles and trailers and their components, being a Directive mentioned in Schedule 1 to these Regulations;

“Community Regulation” means a Council Regulation concerning the harmonisation of certain social legislation relating to road transport, being a Regulation mentioned in Schedule 1 to these Regulations;

(a) 1973 c. 51.

(b) 1972 c. 20.

“ECE Regulation” means a Regulation annexed to the Agreement concerning the adoption of uniform conditions of approval for motor vehicle equipment and parts and reciprocal recognition thereof concluded at Geneva on 20th March 1958^(a) being a Regulation mentioned in Schedule 1 to these Regulations;

“Government or approved premises” means premises established or approved by the Secretary of State for the testing of vehicles and vehicle parts for the purpose of a Community Directive, Community Regulation or ECE Regulation;

“the issue of a type approval certificate or authorisation” includes the issue of a modified or duplicate type approval certificate or authorisation;

“the national type approval scheme” means the scheme for the type approval of vehicles and vehicle parts provided for in sections 47 to 52 of the Road Traffic Act 1972 (as amended by section 10 of, and Schedule 2 to, the Road Traffic Act 1974^(b)) and in the Motor Vehicles (Type Approval) (Great Britain) Regulations 1976^(c);

“test” includes a series of tests of a vehicle or vehicle part required to be carried out for the purposes of any one Community Directive, Community Regulation or ECE Regulation;

“the Type Approval (Great Britain) (Fees) Regulations” means the Motor Vehicles (Type Approval) (Great Britain) (Fees) Regulations 1976^(d).

(2) Subject to paragraph (1) of this Regulation, expressions used in these Regulations and in the Motor Vehicles (Type Approval) Regulations 1973^(e), as amended^(f), have the same meanings in these Regulations as in those.

(3) Any reference in these Regulations to any enactment or instrument is a reference to that enactment or instrument as amended by any subsequent enactment or instrument.

(4) The Interpretation Act 1889^(g) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

Fees for tests—Basic 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 Secretary of State of a test of a vehicle or vehicle part in connection with the issue of a type approval certificate or authorisation for the purpose of a Community Directive, Community Regulation or ECE Regulation specified in column (2)(b) or (c) of Schedule 1 to these Regulations shall be a fee of the amount specified—

(a) in column (4)(a) of that Schedule, where the test is to be carried out on Government or approved premises by an officer of the Secretary of State's Department or a person appointed by the Secretary of State to act on his behalf, or

(a) Cmnd. 2535.

(b) 1974 c. 50.

(c) S.I. 1976/937 (1976 II, p. 2423).

(d) S.I. 1976/1466 (1976 III, p. 3975).

(e) S.I. 1973/1199 (1973 II, p. 3610).

(f) S.I. 1974/763; 1976/316 (1974 I, p. 2924; 1976 I, p. 852).

(g) 1889 c. 63.

- (b) in column (4)(b) of that Schedule, where the test is to be carried out at other premises under the supervision of an officer of the Secretary of State's Department or a person appointed by the Secretary of State to act on his behalf,

in relation to the particular type approval requirement specified in column (2) of the said Schedule or, where more than one type of test or more than one type of vehicle or vehicle part is specified in column (3) of that Schedule in connection with the same type approval requirement, in relation to the particular type of test, vehicle or vehicle part in question.

Fees—Consecutive tests

4. Where more than one vehicle or vehicle part of the same type but embodying minor variations are submitted by one applicant with a view to carrying out the tests consecutively on each item and the case is one where all the tests can be carried out without setting up the testing apparatus again, the fee to be paid for the carrying out of each test after the first one shall be such proportion of the relevant sum specified in Schedule 1 to these Regulations as is appropriate in view of the work involved in carrying out such test.

Fees—Partial tests

5.—(1) Where, in consequence of an alteration in the design specification of a vehicle or vehicle part in relation to which a type approval certificate or authorisation has been issued for the purpose of a Community Directive, Community Regulation or ECE Regulation specified in column (2)(b) or (c) of Schedule 1 to these Regulations, a further test of the vehicle or vehicle part is needed with a view to the issue of a modified type approval certificate or authorisation, 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 relevant sum specified in the said Schedule as is appropriate in view of the nature and extent of the further test.

(2) Where more than one vehicle or vehicle part of the same type but embodying minor variations are submitted by one applicant and, in the circumstances, it is unnecessary to submit each individual vehicle or vehicle part to a complete test, the fee to be paid for the carrying out of the partial test on a particular vehicle or vehicle part shall be such proportion of the relevant sum specified in Schedule 1 to these Regulations as is appropriate in view of the nature and extent of the partial test.

Fees—Avoidance of duplication

6. Where the test of a vehicle or vehicle part for the purposes of a Community Directive, Community Regulation or ECE Regulation is carried out at the same time as the examination of that vehicle or vehicle part for the purposes of the national type approval scheme, then, in so far as one and the same operation or series of operations serves for the purposes of both the test and the examination, the fee payable under these Regulations for the carrying out, or supervision, of the test shall be adjusted, as necessary, so as to secure that only one sum is paid under these Regulations and the Type Approval (Great Britain) (Fees) Regulations for that operation or series of operations.

Fees—Issue of documents

7. The fee for the issue of a document of a type specified in column (2) of Schedule 2 to these Regulations shall be a fee of the amount specified in relation thereto in column (3) of that Schedule.

Payment of fees

8.—(1) The fee for the carrying out, or supervision, of a test of a vehicle or vehicle part shall be paid when the application is made for the issue of the type approval certificate or authorisation for the vehicle or vehicle part in question and the amount to be paid shall be the amount prescribed by Regulations 3 and (where applicable) 4, 5 or 6 above.

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

- (a) in a case where the test of a vehicle or vehicle part for which a fee is payable under these Regulations 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 the application is made for the issue of the document.

Refund of fees

9.—(1) Subject to Regulation 10 below, if the applicant for the issue of a type approval certificate or authorisation for a vehicle or vehicle part—

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

he shall be entitled to have refunded to him the fee which he has paid under these Regulations but subject to a deduction, to cover the abortive work involved in dealing with the application and making arrangements for the test—

- (i) of 5% of the relevant fee or £10 (whichever is less), if the Secretary of State is notified of the withdrawal, or of the intention not to submit the vehicle or vehicle part for the test, not less than 7 days before the date fixed for the test, or
- (ii) of £50, where the relevant fee is £100 or more, or one half of the relevant fee where that is less than £100, in any other case.

(2) If an appointment for the test of a vehicle or vehicle part is cancelled at the instance of the Secretary of State after the appropriate fee has been paid therefor and no alternative appointment, acceptable to the applicant, is offered to him, the whole of the fee paid by the applicant shall be refunded to him.

(3) Where a refund has been made under paragraph (1) or (2) above to an applicant who has not withdrawn his application, he shall pay the appropriate fee prescribed by these Regulations when applying for a new appointment for the test of the vehicle or vehicle part in question.

Submission of alternative vehicle or vehicle part for test

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

Application of fees

11. All fees received under these Regulations shall be paid into the Consolidated Fund.

John Gilbert,

Signed by authority of
the Secretary of State.

Minister for Transport,
Department of the Environment.

2nd September 1976.

We consent to the making of these Regulations.

David Stoddart,

T. E. Graham,

Two of the Lords Commissioners of
Her Majesty's Treasury.

2nd September 1976.

SCHEDULE 1
TABLE OF FEES FOR THE TESTING OF VEHICLES OR PARTS OF VEHICLES

(1) Fee no.	(2) Particulars of type approval requirements (subject matter and relevant Community Directive, Community Regulation or ECE Regulation)			(3) Particulars of type of test, vehicle or vehicle part (where not uniform in relation to each type approval requirement)	(4) Amount of fee for test	
	(a) Description	(b) Community Directive or Community Regulation	(c) ECE Regulation		(a) £	(b) £
1.	Headlamps emitting an asymmetrical passing beam or a driving beam or both.	—	Regulation No. 1 of 8th August 1960 (as amended on 8th June 1965).	—	170	—
2.	Incandescent electric filament lamps for headlamps emitting an asymmetrical passing beam or a driving beam or both.	—	Regulation No. 2 of 8th August 1960.	—	210	—
3.	Reflex reflecting devices.	—	Regulation No. 3 of 1st November 1963.	—	160	—
4.	Devices for the illumination of rear registration plates.	—	Regulation No. 4 of 15th April 1964.	—	150	—
5.	Scaled-beam headlamps emitting a European asymmetrical passing beam or a driving beam or both.	—	Regulation No. 5 of 22nd May 1967 (as corrected on 30th September 1968).	—	170	—
6.	Direction indicators.	—	Regulation No. 6 of 22nd May 1967.	—	150	—
7.	Lamps—side, rear, stop.	—	Regulation No. 7 of 22nd May 1967 (as amended on 9th February 1971).	—	150	—

8.	Reversing lamps.	—	Regulation No. 23 of 20th August 1971.	—	150	—
9.	Multi-function lamp assemblies.	—	Regulations Nos. 6, 7 and 23 (as mentioned above).	Any two of the lamps listed at items 6, 7 and 8	190	—
10.		—		Any three of the lamps listed in items 6, 7 and 8	230	—
11.		—		Any four of the lamps listed in items 6, 7 and 8	280	—
12.	Headlamps emitting an asymmetrical passing beam or a driving beam or both and equipped with halogen filament lamps (H1, H2 or H3 lamps) and the filament lamps.	—	Regulation No. 8 of 12th June 1967 (issued with revised text on 28th May 1971 and 23rd April 1975).	Headlamp	160	—
13.		—		Filament lamp	210	—
14.	Radio-interference suppression.	Council Directive 72/245/EEC of 20th June 1972. (O.J. L152, 6.7.72, p.15 (SE 1972 (II), p. 637)).	Regulation No. 10 of 17th December 1968.	—	100	180
15.	Door latches and hinges.	Council Directive 70/287/EEC of 27th July 1970. (O.J. L176, 10.8.70, p.5 (SE 1970 (II), p. 564)).	Regulation No. 11 of 8th January 1969 (as corrected on 16th March 1971 and amended on 6th May 1974).	Laboratory test	470	140
16.				Vehicle test	80	70
17.	Protective steering devices.	Council Directive 74/297/EEC of 4th June 1974. (O.J. L165, 20.6.74, p. 16).	Regulation No. 12 of 14th April 1969 (as amended on 20th October 1974 and issued with revised text on 3rd November 1975).	Steering column test	460	240
18.				Barrier test	1,470	240

(1) Fee no.	(2) Particulars of type approval requirements (subject matter and relevant Community Directive, Community Regulation or ECE Regulation)			(3) Particulars of type of test, vehicle or vehicle part (where not uniform in relation to each type approval requirement)	(4) Amount of fee for test	
	(a) Description	(b) Community Directive or Community Regulation	(c) ECE Regulation		(a) £	(b) £
19.	Exhaust emissions (spark ignition engines).	Council Directive 70/220/EEC of 20th March 1970 (as amended by Council Directive 74/290/EEC of 23rd May 1974), (O.J. L76, 6.4.70, p.1 (SE 1970 (I), p.171) and O.J. L159, 15.6.74, p.61).	Regulation No. 15 of 11th March 1970 (as amended on 5th February 1974).	—	300	190
20.	Seats and anchorages.	Council Directive 74/408/EEC of 22nd July 1974, (O.J. L221, 12.8.74, p.1).	Regulation No. 17 of 14th August 1970 (issued with revised text on 2nd January 1976).	Static test	470	190
21.				Dynamic test	1,110	190
22.	Anti-theft devices.	Council Directive 74/61/EEC of 17th December 1973, (O.J. L38, 11.2.74, p.22).	Regulation No. 18 of 14th September 1970.	—	150	60
23.	Fog lamps.	—	Regulation No. 19 of 14th September 1970 (issued with revised text on 22nd August 1974).	—	160	—

			Regulation No. 20 of 1st March 1971.	Headlamp		
24.	Headlamps emitting an asymmetrical passing beam or a driving beam or both and equipped with halogen filament lamps (H4 lamps) and the filament lamps.	—			160	—
25.		—		Filament lamp	210	—
26.	Interior fittings.	Council Directive 74/60/EEC of 17th December 1973, (O.J. L38, 11.2.74, p.2).	Regulation No. 21 of 2nd June 1971 (as corrected in 1972).	—	1,310	790
27.	Exhaust emissions (compression ignition engines).	Council Directive 72/306/EEC of 2nd August 1972, (O.J. L190, 20.8.72, p.1 (SE 1972 (III), p.889)).	Regulation No. 24 of 23rd August 1971 (as amended on 12th March 1974).	Vehicle test	780	190
28.				Engine test-bed test	720	190
29.	Head restraints.	—	Regulation No. 25 of 30th December 1971.	—	500	230
30.	External projections.	Council Directive 74/483/EEC of 17th September 1974, (O.J. L266, 2.10.74, p.4).	Regulation No. 26 of 28th April 1972 (as amended on 12th March 1974).	—	310	270
31.	Audible warning devices.	Council Directive 70/388/EEC of 27th July 1970, (O.J. L176, 10.8.70, p.12 (SE 1970 (II), p.571)).	Regulation No. 28 of 31st October 1972.	Laboratory test	570	370
32.				Vehicle test	120	100
33.	Tyres.	—	Regulation No. 30 of 1st April 1975.	—	210	90

(1) Fee no.	(2) Particulars of type approval requirements (subject matter and relevant Community Directive, Community Regulation or ECE Regulation)			(3) Particulars of type of test, vehicle or vehicle part (where not uniform in relation to each type approval requirement)	(4) Amount of fee for test	
	(a) Description	(b) Community Directive or Community Regulation	(c) ECE Regulation		(a) £	(b) £
34.	Halogen sealed-beam (H4SB) headlamps emitting an asymmetrical passing beam or driving beam or both.	—	Regulation No. 31 of 2nd June 1975.	—	250	—
35.	Fuel tanks.	Council Directive 70/221/EEC of 20th March 1970. (O.J. L76, 6.4.70, p.23 (SE 1970 (I), p.192)).	—	Vehicles of category M1 or N1	170	140
36.				Any other vehicles	260	190
37.	Rear protective devices.	Council Directive 70/221/EEC of 20th March 1970. (O.J. L76, 6.4.70, p.23 (SE 1970 (I), p.192)).	—	—	120	70
38.	Space for mounting and fixing of rear registration plates.	Council Directive 70/222/EEC of 20th March 1970. (O.J. L76, 6.4.70, p.25 (SE 1970 (I), p.194)).	—	—	80	70
39.	Steering equipment.	Council Directive 70/311/EEC of 8th June 1970. (O.J. L133, 18.6.70, p.10 (SE 1970 (II), p.375)).	—	—	310	190

		S.I. 1976/1465		3971	
40.	Rear-view mirrors.	—	Component test.	100	80
41.		Council Directive 71/127/EEC of 1st March 1971. (O.J. L68, 22.3.71, p.1 (SE 1971 (I), p. 136)).	Installation test	230	190
42.	Brakes.	Council Directive 71/320/EEC of 26th July 1971. (O.J. L202, 6.9.71, p.37 (SE 1971 (III), p. 746)).	Trailers of category O1 not fitted with brakes	50	—
43.			Trailers fitted only with overrun brakes	330	—
44.			Other trailers	1,550	—
45.			Vehicles of category M1 or N1	1,270	1,000
46.			Any other vehicle	2,010	1,000
47.	Brakes.	Council Directive 71/320/EEC of 26th July 1971 (as amended by Commission Directive 74/132/EEC of 11th February 1974 and Commission Directive 75/524/EEC of 25th July 1975). (O.J. L202, 6.9.71, p.37 (SE 1971 (III), p.746) and O.J. L74, 19.3.74, p.7 and O.J. L236, 8.9.75, p.3).	Trailers of category O1 not fitted with brakes	50	—
48.			Trailers fitted only with overrun brakes	330	—
49.			Other trailers	1,690	—
50.			Vehicles of category M1 or N1	1,410	1,120
51.			Any other vehicles	2,150	1,120
52.	Distribution of braking effort.	—	—	170	150

(1) Fee no.	(2) Particulars of type approval requirements (subject matter and relevant Community Directive, Community Regulation or ECE Regulation)			(3) Particulars of type of test, vehicle or vehicle part (where not uniform in relation to each type approval requirement)	(4) Amount of fee for test	
	(a) Description	(b) Community Directive or Community Regulation	(c) ECE Regulation		(a) £	(b) £
53.	Sound levels.	Council Directive 70/157/EEC of 6th February 1970. (O.J. L42, 23.2.70, p.16 (SE 1970 (I), p.111)).	—	—	140	110
54.	Exhaust systems.	Council Directive 70/157/EEC of 6th February 1970 (as amended by Com- mission Directive 73/350/EEC of 7th November 1973). (O.J. L42, 23.2.70, p.16 (SE 1970 (I), p.111) and O.J. L321, 22.11.73, p.33).	—	Engine test-bed test Track test Track test (employing driver pro- vided by manufacturer)	1,300 1,990 150	350 350 —
55.						
56.						
57.	Recording equipment for road transport vehicles.	Community Regula- tion No. 1463/70 of 20th July 1970. (O.J. L164, 27.7.70, p.1 (SE 1970 (II), p.482)).	—	—	780	—

58.	Seat belt anchorages.	Council Directive 76/115/EEC of 18th December 1975. (O.J. L24, 30.1.76, p.6).	—	—	640	60
59.	Advance warning triangles.	—	Regulation No. 27 of 7th June 1972.	Including fluorescent material	360	—
60.				Excluding fluorescent material	250	—

NOTE: The vehicle categories mentioned against items 35, 42, 45, 47 and 50 in column 3 of this Schedule are defined in Note (b) in Annex I to Council Directive 70/156/EEC of 6th February 1970 on the approximation of the laws of the member States relating to the type approval of motor vehicles and their trailers (O.J. L42, 23.2.70, p.1 (SE 1970 (I), p.96)).

SCHEDULE 2

FEES FOR THE ISSUE OF DOCUMENTS

(1) Fee number	(2) Description of document	(3) Amount of fee for each document £
1.	Type approval certificate for a vehicle part or vehicle parts which meet the requirements of one or more Community Directives or Community Regulations	10
2.	Modification to a type approval certificate described at 1 above	30
3.	Duplicate of a type approval certificate described at 1 above	10
4.	Authorisation to affix an approval mark to a vehicle part or vehicle parts which meet the requirements of one or more ECE Regulations	10
5.	Modification to an authorisation to affix an approval mark described at 4 above	10
6.	Duplicate of an authorisation to affix an approval mark described at 4 above	10

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe the fees payable for the testing of vehicles and vehicle parts, and for the issue of documents, in connection with the type approval of vehicles and vehicle parts, and the authorisation of the application of approval marks to vehicles and vehicle parts, provided for in Community Regulations or Directives or in ECE Regulations.

The basic scale of fees for tests is fixed by Regulation 3 and Schedule 1. Provision is made in Regulations 4, 5 and 6 for adjustments in the fees payable in certain circumstances.

The fees for the issue of documents are prescribed by Regulation 7 and Schedule 2.

Regulation 8 indicates when the fees are to be paid. Regulation 9 provides for the refund of fees in cases where an arranged test does not take place. Regulation 10 provides for the situation where an alternative vehicle or vehicle part is submitted for testing.

SI 1976/1465
ISBN 0-11-061465-8

