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

1976 No. 1977

ROAD TRAFFIC**The Motor Vehicles (Tests) Regulations 1976**

Made - - - - 23rd November 1976
Laid before Parliament 10th December 1976
Coming into Operation 1st January 1977

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The Secretary of State for Transport in exercise of his powers under sections 43(1), (2) and (6) and 44(4), (6) and (7) of the Road Traffic Act 1972^(a) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 199(2) of that Act, hereby makes the following Regulations:—

Commencement and Citation

1. These Regulations shall come into operation on 1st January 1977 and may be cited as the Motor Vehicle (Tests) Regulations 1976.

Revocation

- 2.—(1) The Regulations specified in Schedule 6 to these Regulations are hereby revoked.

(2) Subject to paragraph (3) of this Regulation, in so far as any application made, authorisation given, test certificate or notification of refusal of a test certificate issued, appeal lodged or any other thing done under a provision of the Regulations hereby revoked could have been made, given, issued, lodged or done under a corresponding provision of these Regulations, it shall not be invalidated by the revocation of those Regulations but shall have effect as if made, given, issued, lodged or done under that corresponding provision.

(3) Nothing in paragraph (2) of this Regulation shall affect the scope of any authorisation of an examiner granted before the coming into operation of these Regulations.

Interpretation

- 3.—(1) In these Regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

“the 1972 Act” means the Road Traffic Act 1972;

(a) 1972 c. 20.

“articulated vehicle”, “dual-purpose vehicle” and “works truck” have the same meanings respectively as in the Motor Vehicles (Construction and Use) Regulations 1973(a);

“authorisation” means any authorisation in writing by the Secretary of State of a person to carry out examinations of such classes of motor vehicles as may be specified therein;

“designated council” means any council designated by the Secretary of State for the purposes of section 43 of the 1972 Act, being the council of a county, of a district or London Borough or (in Scotland) of a region or of an islands area, or the Greater London Council or the Common Council of the City of London;

“examination” means an examination of a motor vehicle for the purposes of section 43 of the 1972 Act;

“goods vehicle” means a motor vehicle constructed or adapted for use for the carriage of goods or burden of any description, but does not include a dual-purpose vehicle or a motor caravan;

“large passenger carrying vehicle” means a motor vehicle which is constructed or adapted to carry more than twelve seated passengers in addition to the driver, and which is not a public service vehicle;

“light motor bicycle” means a motor bicycle of which the cylinder capacity of the engine does not exceed two hundred cubic centimetres;

“light motor vehicle” means either a motor car the unladen weight of which does not exceed 408 kilogrammes or a motor cycle which is not a motor bicycle;

“Ministry Inspector” means any certifying officer or public service vehicle examiner appointed under Part III of the Road Traffic Act 1960(b), or any enactment repealed by that Act, and any examiner appointed under Part II of the 1972 Act or any enactment repealed by that Act, and any other person appointed by the Secretary of State to act as a Ministry Inspector for the purposes of these Regulations;

“motor bicycle” means a two wheeled motor cycle, whether having a sidecar attached thereto or not;

“motor caravan” means a motor vehicle which is constructed or adapted for the carriage of passengers and their effects and which contains, as permanently installed equipment, the facilities which are reasonably necessary for enabling the vehicle to provide mobile living accommodation for its users;

“normal working week” means—

- (a) in relation to an authorised examiner, the times of the week which in the application of that examiner to the Secretary of State for an authorisation are specified as the times of the week during which that examiner will accept vehicles for examination or such other times of the week as may subsequently be substituted for the times so specified by the examiner with the consent of the Secretary of State;
- (b) in relation to a designated council, the times of the week notified to the Secretary of State by that council as the times of the week during which they will accept vehicles for examination; and
- (c) in relation to the Secretary of State, the times of the week during which at any vehicle testing station of the Secretary of State he will accept vehicles for examination;

(a) S.I. 1973/24 (1973 I, p. 93).

(b) 1960 c. 16.

“pedestrian controlled vehicle” means a motor vehicle which is controlled by a pedestrian and is not constructed or adapted for use for the carriage of a driver or passenger;

“public service vehicle” has the same meaning as in Part III of the Road Traffic Act 1960;

“the prescribed statutory requirements” has the meaning assigned to that expression by Regulation 10 of these Regulations;

“track-laying”, in relation to a vehicle, means that the vehicle is so designed and constructed that the weight thereof is transmitted to the road surface either by means of continuous tracks or by a combination of wheels and continuous tracks;

“traffic area” means any such area as is a traffic area for the purposes of Part III of the Road Traffic Act 1960, and “office”, in relation to such an area, means the head office provided for the use of the Traffic Commissioners for that area;

“vehicle testing station” means premises at which the Secretary of State has authorised an examiner to carry out examinations or premises provided by a designated council or the Secretary of State for carrying out examinations.

(2) For the purposes of these Regulations the unladen weight of a motor vehicle shall be computed in accordance with Schedule 6 to the Vehicles (Excise) Act 1971(a).

(3) In calculating for the purposes of the definition of “large passenger carrying vehicle” the number of seated passengers which the vehicle is constructed or adapted to carry a length of at least 40 cm measured horizontally along the front of each seat shall be allowed for the accommodation of each such passenger. Where a continuous seat is fitted with arms for the purpose of separating the seating spaces and the arms are so constructed that they can be folded back or otherwise put out of use, the seat shall be measured for the purposes of this paragraph as though it were not fitted with arms.

(4) Any reference in these Regulations to any enactment or instrument shall be construed as a reference to that enactment or instrument as amended by any subsequent enactment or instrument.

(5) The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament, and as if for the purpose of section 38 of that Act these Regulations were an Act of Parliament and the Regulations revoked by Regulation 2 of these Regulations were Acts of Parliament thereby repealed.

Application of Regulations

4.—(1) Subject to paragraphs (2) and (3) of this Regulation, Regulations 5 to 29 of these Regulations apply to motor vehicles which are heavy motor cars, motor cars or motor cycles.

(2) The said Regulations 5 to 29 do not apply to a public service vehicle adapted to carry 8 or more passengers or to a motor vehicle of any class or description specified in Regulation 30 of these Regulations.

(3) The application of the said Regulations 5 to 29 to motor caravans which—

(a) were first registered under the Vehicles (Excise) Act 1971, the Vehicles

(a) 1971 c. 10.

(b) 1889 c. 63.

(Excise) Act 1962(a), the Vehicles (Excise) Act 1949(b) or the Roads Act 1920(c) before 1st January 1975, or

(b) having a date of manufacture before 1st January 1975, have been used on roads (whether in Great Britain or elsewhere) before being registered under the Vehicles (Excise) Act 1971,

shall be deferred until 1st January 1978.

(4) For the purposes of these Regulations the motor vehicles to which these Regulations apply shall be classified as follows:—

Class I: Light motor bicycles,

Class II: Motor bicycles,

Class III: Light motor vehicles,

Class IV: Heavy motor cars and motor cars (excluding vehicles in Class III or Class V)
or

Class V: Large passenger carrying vehicles,

and (except where otherwise provided in these Regulations) any reference in these Regulations to a class of motor vehicles shall be construed accordingly.

Applications for authorisations

5. Applications for authorisations may be made—

(a) by any individual proposing to carry out examinations otherwise than on behalf of any other person,

(b) by a partnership firm, or

(c) by a corporate body

and shall be made on a form approved by the Secretary of State which shall be signed by the said individual in the case mentioned in sub-paragraph (a) of this Regulation, or by a person duly authorised in that behalf in the cases mentioned in sub-paragraphs (b) and (c) of this Regulation.

6. The Secretary of State may require a separate application to be made in respect of each of the premises at which the applicant for authorisation proposes to carry out examinations.

7. Every application for authorisation shall be made by sending the form on which it is made to the Secretary of State at the office of the traffic area in which are situated the premises in respect of which that application is made.

Authorisations

8.—(1) When an application has been made in accordance with Regulations 5 to 7 of these Regulations, the Secretary of State may, after making such investigations and carrying out such inspections as he may think fit, authorise the individual, firm or body by whom the application is made to be an examiner for the purpose of carrying out examinations of any class or classes of motor vehicles.

(2) The Secretary of State may at any time, if he so thinks fit, authorise in writing any person to carry out examinations notwithstanding that the requirements of the foregoing provisions of these Regulations have not been complied with.

Conditions to be complied with by authorised examiners

9.—(1) Subject to the provisions of these Regulations, every authorised examiner shall comply with such conditions, if any, as may be specified in the

(a) 1962 c. 13.

(b) 1949 c. 89.

(c) 1920 c. 72.

authorisation of that examiner and also with the following conditions—

- (a) the examiner shall carry out in accordance with these Regulations examinations of motor vehicles of any such class as is specified in the authorisation of the examiner and shall in all other respects comply with such of the provisions of these Regulations as apply to the examiner;
- (b) the examiner shall arrange for examinations to be carried out or to be personally supervised, and for test certificates to be signed, by persons who are competent to act for such a purpose and who, if they are not the examiner or, where the examiner is a firm, a partner in that firm, are in the employment of the examiner and, in the event of the Secretary of State giving notice to the examiner that in the opinion of the Secretary of State any such person should not carry out or supervise examinations or sign certificates, the examiner shall arrange that that person shall no longer carry out or supervise examinations or sign certificates as the case may be;
- (c) the examiner shall give notice to the Secretary of State at the office of the traffic area in which is situated the vehicle testing station of that examiner of the names of all persons who are from time to time authorised in pursuance of arrangements made in accordance with the last foregoing sub-paragraph to carry out or personally supervise examinations at that station and in either case to sign test certificates, and every such notice shall be given within seven days after the date of any such authorisation;
- (d) the examiner shall put up and keep exhibited inside the vehicle testing station of that examiner in some conspicuous place so as to be legible to persons submitting vehicles for examination at that station—
 - (i) the authorisation in which that vehicle testing station is specified, and
 - (ii) a list of the names of the persons for the time being authorised to carry out or personally supervise examinations at that station and in either case to sign test certificates;
- (e) the examiner shall put up and keep exhibited outside the vehicle testing station of that examiner in a conspicuous place a sign of the size, colour and type shown in the diagram set out in Part I of Schedule 1 to these Regulations and complying with the conditions specified in Part II of that Schedule;
- (f) the examiner shall, after not less than three clear days' notice given to that examiner by the Secretary of State, make the vehicle testing station of that examiner and the apparatus at that station with which examinations are carried out available for the purpose of an examination to be carried out by the Secretary of State as a result of an appeal which has been made against the refusal of a test certificate (whether by that or any other authorised examiner or by an inspector appointed by a designated council or the Secretary of State);
- (g) the examiner shall give notice to the Secretary of State at the office of the traffic area in which is situated the vehicle testing station of the examiner—
 - (i) in a case where the examiner is the sole individual named in an authorisation, of his entering into any partnership with a view to carrying on a business which will comprise the carrying out of examinations at that station; and
 - (ii) in a case where the examiner is a partnership firm, of any change in the constitution of that firm,

and such notice shall be given not later than seven days after the occurrence of the entry into partnership or the change in the constitution, as the case may be.

(2) After the coming into operation of these Regulations a person shall not be authorised for the first time, in pursuance of arrangements made in accordance with paragraph (1)(b) of this Regulation, to carry out or personally supervise examinations and to sign test certificates unless he has undergone a course of instruction, approved by the Secretary of State, in the carrying out of examinations.

Prescribed statutory requirements for examinations

10.—(1) Subject to the provisions of these Regulations, every motor vehicle to which these Regulations apply and which is submitted for examination in accordance with the provisions of these Regulations shall be examined for the purpose of ascertaining whether the statutory requirements specified in Schedule 2 to these Regulations (except any such requirement as, by virtue of any provision in the regulation containing that requirement, does not apply to that vehicle) are at the date of the examination complied with in relation to that vehicle.

(2) The statutory requirements specified in the said Schedule 2 are in these Regulations referred to as “the prescribed statutory requirements” and for the purposes of these Regulations the applicability of any such statutory requirement to a vehicle at the date of its examination shall not be affected by paragraph (10)(a) of Regulation 4 of the Motor Vehicles (Construction and Use) Regulations 1973.

Applications for examinations

11.—(1) Subject to the provisions of this Regulation, any person wishing to have an examination of a motor vehicle to which these Regulations apply carried out may make an application for that purpose in accordance with the following provisions of this Regulation to—

- (a) an authorised examiner,
- (b) a designated council, or
- (c) the Secretary of State.

(2) Any such application may be made—

- (a) by requesting the examiner, the council or the Secretary of State to make an appointment for the carrying out of the examination, or
- (b) by submitting the vehicle for examination at a vehicle testing station of the examiner or the council otherwise than by prior appointment.

(3) Any request under sub-paragraph (a) of paragraph (2) of this Regulation for such an appointment shall be made either by telephone to, or in person at, a vehicle testing station of, and during the normal working week of, the examiner, the council or the Secretary of State, or by sending it in writing addressed to the examiner, the council or the Secretary of State, at such a vehicle testing station.

Where under sub-paragraph (b) of the said paragraph (2) the vehicle is to be submitted for examination at a vehicle testing station of the examiner or the council, it shall be so submitted there during the normal working week of the examiner or the council.

(4) Subject to the following provisions of these Regulations, authorised examiners and designated councils shall ensure that—

- (a) where in accordance with the foregoing provisions of this Regulation an appointment is requested for the carrying out of an examination, an

appointment is forthwith offered for the carrying out of the examination at the earliest time at which it is reasonably practicable for the examination to be carried out during the normal working week of the examiner or council;

- (b) where in accordance with the foregoing provisions of this Regulation a vehicle is submitted for examination at a vehicle testing station of an examiner or designated council without any appointment for the carrying out of the examination having been previously made, the applicant is informed either that the examination can be carried out forthwith or, if not, of the earliest time at which it is reasonably practicable for the examination to be carried out during the normal working week of the examiner or council;
- (c) except in so far as prevented by circumstances beyond the control of the examiner or council, examinations are carried out in accordance with the appointments made or the information given in pursuance of the preceding provisions of this paragraph or at such other times as may be arranged between the applicant and the examiner or council.

(5) On an appointment being made or a time being arranged for the carrying out of an examination in accordance with the foregoing provisions of this Regulation, the authorised examiner or the designated council, as the case may be, shall record the hour and the date thereof and the name of the person by whom the application for the examination is made:

Provided that no such record need be made in a case where a vehicle is submitted for examination at a vehicle testing station of an examiner or designated council, without any appointment for the carrying out of the examination having been previously made, and the examination is carried out forthwith.

(6) Any authorised examiner and any inspector appointed by a designated council or the Secretary of State may carry out an examination of a motor vehicle in accordance with the provisions of these Regulations notwithstanding that the foregoing provisions of this Regulation have not been complied with.

(7) Nothing in this Regulation shall be taken as entitling an authorised examiner to carry out at a vehicle testing station specified in an authorisation of that examiner an examination of a vehicle not falling within a class of motor vehicles specified in that authorisation or as imposing on a designated council or an inspector appointed by such a council any obligation with respect to the carrying out of an examination of a vehicle not falling within a class of motor vehicles which that council have for the time being notified the Secretary of State will be examined by inspectors appointed by that council.

Requirements as to vehicles submitted for examinations

12. An authorised examiner and an inspector appointed by a designated council or the Secretary of State shall not be under any obligation to carry out an examination of a motor vehicle in any of the following cases, that is to say—

- (a) where on the submission of a vehicle for an examination the applicant for the examination does not, after being requested to do so, produce the registration document relating to the vehicle or other evidence as to the date of its first registration or date of manufacture;
- (b) where the vehicle or any part thereof or any of its equipment is in such a dirty condition as to make it unreasonably difficult for the examination to be carried out in accordance with the provisions of these Regulations;

- (c) where the examiner or inspector is not able with the facilities and apparatus available to that examiner or inspector at the vehicle testing station at which the examination would otherwise be carried out to complete the examination without the vehicle being driven and the vehicle is not when submitted for examination provided with fuel and oil to enable it to be driven to such extent as may be necessary for the purposes of the carrying out of the examination;
- (d) where before the carrying out of an examination of a motor vehicle all or any goods or other things which are on the vehicle and are not part of its equipment or accessories are required to be removed from the vehicle or to be secured in such manner as the examiner or inspector may think necessary and the goods or things are not removed or secured accordingly.

Manner of carrying out examinations, etc.

13.—(1) Subject to the provisions of these Regulations, the provisions of Schedule 3 to these Regulations shall have effect for the purpose of regulating the manner in which, the conditions under which, and the apparatus with which examinations are to be carried out by authorised examiners or by inspectors appointed by designated councils or the Secretary of State.

(2) Authorised examiners and designated councils shall ensure that all apparatus used in accordance with the said Schedule shall be maintained by them in an efficient state and, in the case of any such apparatus designed to indicate any measurement, that such apparatus shall do so accurately within reasonable limits.

Conditions as to responsibility for damage to vehicles and third party liabilities

14.—(1) Where a motor vehicle has been submitted for an examination to be carried out by an authorised examiner or an inspector appointed by a designated council or the Secretary of State, the authorised examiner, designated council or the Secretary of State (as the case may be) shall have the same responsibility for—

- (a) loss of or damage to the vehicle or its equipment or accessories occurring in connection with the carrying out of the examination or during any period while the vehicle is, in connection with the carrying out of the examination, in the custody of the examiner, council or the Secretary of State (as the case may be), and
- (b) loss of or damage to any other property or personal injury (whether fatal or not), being loss, damage or injury arising out of the use of the vehicle in connection with the carrying out of the examination,

as would rest on a person who, having the same facilities for carrying out the examination as are available to the person who is to carry out the examination, had undertaken for payment to accept the custody of the vehicle and to carry out the same examination under a contract making no express provision with respect to the incidence of liability as between the parties thereto for any such loss, damage or injury as aforesaid.

(2) No person submitting a vehicle for an examination or having an interest in such a vehicle shall be requested or required by an authorised examiner, a designated council or the Secretary of State either directly or indirectly to accept any responsibility for, or to give any release or indemnity in respect of, any loss, damage or injury for which the examiner, council or Secretary of State (as the case may be) are responsible under paragraph (1) of this Regulation.

(3) Nothing in the foregoing provisions of this Regulation shall preclude any person from being requested or required to accept any responsibility for, or to give a release or indemnity in respect of—

- (a) loss of or damage to a vehicle or its equipment or accessories occurring during any period while the vehicle is in the custody of an authorised examiner, a designated council or the Secretary of State after the time when the vehicle is required to be removed from such custody in pursuance of the provisions of paragraph (1) of Regulation 20 of these Regulations or after such earlier time as may be provided for that purpose by such an agreement as is mentioned in paragraph (2) of the said Regulation 20, or
 - (b) loss, damage or injury arising out of the carrying out by an authorised examiner, at the request of the person submitting the vehicle for an examination or of a person having an interest in the vehicle, of repairs to the vehicle or of repairs or replacements of its equipment or accessories.
- (4) In this Regulation,—
- (a) references to an examination, in relation to a vehicle which, after the carrying out of an examination, remains in the custody of an authorised examiner, a designated council or the Secretary of State in order that a further examination of that vehicle may be carried out, include references to that further examination, and
 - (b) references to a period while a vehicle is in the custody of a designated council or the Secretary of State include references to any period while a vehicle is, in connection with the carrying out of an examination of the vehicle by an inspector appointed by such a council or the Secretary of State, in the control or care of such an inspector.

Results of examinations

15.—(1) Subject to the provisions of these Regulations, authorised examiners and inspectors appointed by a designated council or the Secretary of State after an examination of a motor vehicle is completed and on the same date as that on which the examination is completed shall—

- (a) where it is found on the examination that the prescribed statutory requirements are complied with in relation to the vehicle, issue a test certificate; or
- (b) where it is not so found on the examination, issue a notification of the refusal of a test certificate:

Provided that where it is not practicable for a test certificate to be issued on the same date as that on which the examination of the motor vehicle is completed the said certificate may be issued not later than the end of the next day (not being a Sunday or a public holiday) following that date, if between the time of the completion of the examination and the time of issue of the test certificate the vehicle has not been moved from the vehicle testing station at which the examination was carried out and the condition of the vehicle has not altered so as to result in the prescribed statutory requirements being no longer complied with in relation thereto.

(2) Subject to the provisions of these Regulations—

- (a) every test certificate shall be in the form in, and contain the particulars required by Schedule 4 to these Regulations so, however, that a certificate may contain in its heading the words “MINISTRY OF TRANSPORT” or “DEPARTMENT OF THE ENVIRONMENT” instead of the words “DEPARTMENT OF TRANSPORT”, and

- (b) every notification of the refusal of a test certificate shall contain—
- (i) a written notification of the refusal of a test certificate and of the grounds of such refusal;
 - (ii) particulars of the registration mark (if any) exhibited on the vehicle or, if no such mark is so exhibited, the chassis or serial number marked on the vehicle which is the subject of the notification;
 - (iii) the amount of the fee paid for the examination;
 - (iv) the date on which the notification is issued and the number allotted by the Secretary of State to the vehicle testing station at which it is issued;

and shall be on a form, supplied by the Secretary of State and marked “VT.21”.

(3) Every test certificate and notification of the refusal of a test certificate issued in accordance with the provisions of this and the next following Regulation shall, after the examination has been carried out, be signed—

- (a) where the examination is carried out at the premises of an authorised examiner, by the person who carried out the examination and whose name appears on the list required to be exhibited at those premises by paragraph (1)(d) (ii) of Regulation 9 of these Regulations; and
- (b) where the examination is carried out by an inspector appointed by a designated council or the Secretary of State, by that inspector who shall specify the authority by whom he has been appointed as inspector.

Refusal of a test certificate where braking test cannot be carried out

16.—(1) Where in the course of an examination of a motor vehicle carried out by an authorised examiner or an inspector appointed by a designated council or the Secretary of State it is found that there are such defects in the construction or condition of the vehicle or its equipment or accessories that to carry out a braking test of the vehicle, in the manner in which braking tests of such vehicles are carried out at the vehicle testing station at which the examination is being carried out, would be likely to cause danger to any person or damage to the vehicle or any other property, the examiner or inspector shall not be under any obligation to carry out the braking test but shall complete the rest of the examination in accordance with the provisions of these Regulations.

(2) Where in any such case as is mentioned in paragraph (1) of this Regulation an examiner or inspector does not carry out a braking test of a vehicle, the examiner or inspector shall issue a notification of the refusal of a test certificate specifying as the grounds of such refusal that the examiner or inspector could not safely carry out a full examination of its braking system or systems due to such defects in the construction or condition of the vehicle as he shall specify and any other ground there may be for such refusal and the said notification shall also contain the same particulars as are mentioned in Regulation 15(2)(b)(ii) to (iv) of these Regulations, and shall be on a form, supplied by the Secretary of State and marked “VT.22”.

(3) In this Regulation “braking test”, in relation to a vehicle means that part of the examination of that vehicle which is required or authorised to be carried out in accordance with paragraph 5 of Schedule 3 to these Regulations.

Fees for examinations

17. Fees shall be payable on applications for examinations in accordance with the provisions contained in Schedule 5 to these Regulations.

Appeal on refusal of a test certificate

18.—(1) Subject to the following provisions of these Regulations, where a notification of the refusal of a test certificate has been issued, any person aggrieved by the refusal or the grounds thereof may appeal to the Secretary of State and every such appeal shall be lodged at the office of any traffic area not later than fourteen days from the date of the said notification:

Provided that the Secretary of State may, in his discretion and having regard to the circumstances of a particular case, accept and deal with any appeal notwithstanding it was not lodged as aforesaid within the period of fourteen days.

(2) Every such appeal shall be made on a form approved by the Secretary of State and shall contain the particulars required by that form.

(3) As soon as reasonably practicable after the date of the receipt of the appeal the Secretary of State shall send a notice stating where and when an examination for the purposes of the appeal is to take place addressed to the appellant at the address of the appellant stated in the form of appeal.

(4) The place to be selected by the Secretary of State for the examination for the purposes of the appeal may be either a vehicle testing station or such other place as the Secretary of State may consider convenient for the purpose of carrying out that examination.

(5) The vehicle shall be submitted for examination at the place and time specified in the notice sent to the appellant under paragraph (3) of this Regulation, unless arrangements are made with the agreement of the Secretary of State for the carrying out of the examination at some other place and time.

(6) On the submission of a motor vehicle for an examination for the purposes of an appeal the person submitting the vehicle for an examination shall, if requested to do so by the officer appointed by the Secretary of State to carry out the examination—

(a) produce to that officer—

- (i) the notification of the refusal of a test certificate issued as a result of the examination in connection with which the appeal is made, and
- (ii) the registration document relating to the vehicle or other sufficient evidence of the date of its first registration or date of manufacture, and

(b) give that officer such information as he may reasonably require in connection with the carrying out of the examination relating to any alteration made or repairs carried out, or any accident or other event occurring, since the date of the said notification, which may have affected the vehicle or its equipment or accessories,

and the said officer shall not be required to carry out the examination unless the said notification, registration document or other evidence as aforesaid is produced and such other information as aforesaid is given.

(7) Subject to the following provisions of this Regulation, upon completion of the said examination the said officer shall on behalf of the Secretary of State issue either a test certificate or a notification of the refusal of a test certificate stating the grounds thereof.

(8) The provisions of paragraphs (b), (c) and (d) of Regulation 12 and of Regulations 13, 14 and 16 of these Regulations shall apply in relation to an examination for the purposes of an appeal as they apply in relation to other examinations, as if references therein to an inspector appointed by the Secretary

of State were references to the officer carrying out the examination for the purposes of the appeal and as if references therein to a vehicle testing station were references to the place selected by the Secretary of State for the examination for the purposes of the appeal.

(9) Test certificates and notifications of the refusal of a test certificate issued under the foregoing provisions of this Regulation—

- (a) shall be in the same form and contain the same particulars as are appropriate in the case of test certificates and notifications of the refusal of a test certificate issued under the foregoing provisions of these Regulations by inspectors appointed by the Secretary of State, subject nevertheless to such modifications as may be appropriate in the case of such test certificates and notifications of the refusal of a test certificate, and
- (b) shall be signed on behalf of the Secretary of State by the officer carrying out the examination for the purposes of the appeal.

(10) The foregoing provisions of this Regulation shall not apply where a notification of refusal of a test certificate has been issued following an examination for the purpose of an appeal.

Fees on appeals

19.—(1) Subject to the following provisions of this Regulation, the fee payable on an appeal made in accordance with the last preceding Regulation in relation to a motor vehicle shall be a fee of the same amount as is prescribed by Schedule 5 to these Regulations for an examination of that vehicle.

(2) Every such fee shall be paid by the appellant to the Secretary of State at the same time as the appeal is lodged with the Secretary of State in accordance with paragraph (1) of Regulation 18 of these Regulations and if the said fee is not paid as aforesaid, the Secretary of State shall not be required to proceed with the appeal.

(3) After the completion of the examination for the purposes of the appeal the Secretary of State may repay to the appellant, as he thinks fit, either the whole or a part of the fee paid on the appeal, where it appears to him there were substantial grounds for contesting the whole or part of the decision appealed against.

(4) A fee payable on an appeal in accordance with the foregoing provisions of this Regulation shall be payable notwithstanding that the vehicle is not submitted for examination in accordance with the provisions contained in paragraph (5) of Regulation 18 of these Regulations:

Provided that if the appellant has before the time fixed under the said Regulation 18 for the carrying out of the examination given the Secretary of State not less than two clear days' notice (whether in writing or otherwise) at the office of the traffic area at which his appeal was lodged or, if he has received such a notice as is specified in paragraph (3) of Regulation 18 of these Regulations, at the address specified in that notice as the address to which any communication relating to the appeal is to be sent, that the appellant does not propose to submit the vehicle for examination at that time, the appeal shall be treated for the purposes of this Regulation as one in respect of which no fee is payable and any amount previously paid in respect of such a fee shall be repaid by the Secretary of State to the appellant unless another time is arranged for the carrying out of the examination.

Removal of vehicles submitted for examination

20.—(1) Where a motor vehicle has been submitted for an examination at a vehicle testing station of an authorised examiner, a designated council or the Secretary of State, the person by whom the vehicle has been so submitted shall cause it to be removed from the custody of the examiner, council or the Secretary of State, as the case may be—

- (a) where an appointment or arrangement has been made for the carrying out of the examination on a particular day and the examination has been completed on or before that day, before the end of the second day after that day, or
- (b) in any other case, before the end of the second day after the day on which the person submitting the vehicle for examination receives notice (whether in writing or not)—
 - (i) that the examination has been carried out, or
 - (ii) in a case where the examination is not carried out by reason of any of the provisions of Regulation 12 of these Regulations, that he is to remove the vehicle from the custody of the examiner, council or Secretary of State (as the case may be).

(2) The foregoing provisions of this Regulation are subject to any agreement made with an authorised examiner, a designated council or the Secretary of State the effect of which is either that a vehicle submitted for an examination is to remain in the custody of the examiner, council or the Secretary of State after the time at which it would otherwise be required to be removed from such custody by virtue of the foregoing provisions of this Regulation or that such a vehicle is to be removed from such custody before that time.

(3) In this Regulation—

- (a) references to an examination, in relation to a vehicle which, after the carrying out of an examination, remains in the custody of an authorised examiner, a designated council or the Secretary of State in order that a further examination of that vehicle may be carried out, include references to that further examination, and
- (b) references to a vehicle as being in the custody of a designated council or the Secretary of State include references to a vehicle which is, in connection with the carrying out of an examination by an inspector appointed by such a council or the Secretary of State, in the control or care of such an inspector.

Payments to examiners and councils

21. Where arrangements are made between the Secretary of State and an authorised examiner or a designated council for the carrying out at a vehicle testing station of that examiner or council of an examination for the purposes of an appeal under Regulation 18 of these Regulations, an amount equal to one half of the amount payable on that appeal shall be payable by the Secretary of State to that examiner or council, as the case may be, in respect of the use of the station and apparatus thereat to be made available under the said arrangements:

Provided that the said amount shall not be payable—

- (a) if the Secretary of State gives the examiner or council not less than one clear day's notice (whether in writing or otherwise) that the examination is not to take place in accordance with the said arrangements, or

- (b) if the examiner or council, as the case may be, does not make the testing station and the apparatus thereat available to the Secretary of State to his reasonable requirements.

Records to be kept and returns to be furnished by examiners and councils

22.—(1) Authorised examiners and designated councils shall keep at each of their respective vehicle testing stations a record relating to all examinations carried out at that station on a form supplied by the Secretary of State and marked “VT. 12”.

(2) The said record shall be kept in duplicate and the particulars required to be contained therein in respect of an examination shall be inserted therein within seven days of that examination being carried out.

(3) On the first day of each month, or within fourteen days thereafter, each authorised examiner and designated council shall send to the Secretary of State at the office of the traffic area in which is situated the vehicle testing station at which the record is kept—

- (a) one copy of the record containing all the entries made therein relating to any examination as a result of which a test certificate or a notification of the refusal of a test certificate has been issued during the month immediately preceding the said first day, or
- (b) if no such certificate or notification has been issued, a notice to that effect.

(4) Subject to the following provisions of these Regulations, the other copy of the record shall be preserved by the examiner or council at the station at which the examinations to which it relates are carried out for a period sufficient to ensure that upon the inspection at any time of that record under Regulation 24 of these Regulations the entries relating to any examination carried out within the last preceding eighteen months will be available for inspection.

(5) Subject to the following provisions of these Regulations, each authorised examiner and designated council shall ensure that upon the issue by that examiner or an inspector appointed by that council of a test certificate or of a notification of the refusal of a test certificate, a copy of that certificate or notification is made and preserved at that station for a period of not less than eighteen months.

Applications for duplicate test certificates

23.—(1) Subject to paragraph (2) of this Regulation, if a test certificate has been lost or defaced, an application for the issue of a duplicate of the original certificate may be made—

- (a) in a case where the original certificate was issued not more than eighteen months previously by an authorised examiner at a vehicle testing station specified in an authorisation of that examiner which has not ceased to have effect, to that examiner at that station,
- (b) in a case where the original certificate was issued not more than eighteen months previously by an inspector appointed by a designated council whose designation has not been revoked, to that council,
- (c) in a case where the original certificate was issued by an inspector appointed by the Secretary of State at a vehicle testing station of the Secretary of State, to the Secretary of State at that station, or

(d) in any other case, to the Secretary of State at the office of the traffic area in which is situated the vehicle testing station or other place at which the certificate was issued.

(2) No application for the issue of a duplicate may be made in a case where the original certificate was issued more than eighteen months previously.

(3) The examiner, council or Secretary of State to whom any such application as aforesaid is made shall cause a search to be made in the copies of test certificates and other records in their possession and upon tracing sufficient particulars of the certificate to which the application relates to enable a duplicate thereof to be issued and on being paid a fee of 50p shall cause such a duplicate to be issued which shall be marked "Duplicate" and the duplicate so issued shall have the same effect as the original test certificate, notwithstanding that the words "Department of Transport" may have been substituted in the duplicate for the words "Ministry of Transport" or "Department of the Environment" in the original:

Provided that no such search need be made if the applicant does not furnish with his application either the serial number of the original certificate or the approximate date of the issue thereof, together with particulars of the registration mark of the vehicle to which the certificate relates and (in the case specified in sub-paragraph (d) of paragraph (1) of this Regulation) also either the address or the identification number of the vehicle testing station at which the original certificate was issued.

Inspection of premises, apparatus and records

24. A Ministry Inspector may at any time, during the normal working week of an authorised examiner or a designated council, on production if so required of his authority, enter any vehicle testing station of that examiner or council and upon such entry he shall be entitled—

- (a) to inspect the station and the apparatus provided at the station for the purpose of carrying out examinations and watch any examination which may be taking place, including any part of the examination which is carried out on a road or elsewhere than at the station,
- (b) to satisfy himself as to the efficiency of such apparatus and, in the case of apparatus designed to give an indication of a measurement, to require evidence to be furnished to him that it will do so accurately within reasonable limits,
- (c) to inspect all records and copies of test certificates and copies of the notifications of the refusal of test certificates which are required to be kept or preserved at that station in accordance with paragraphs (1), (4) and (5) of Regulation 22 of these Regulations, and
- (d) to be furnished with such information as he may reasonably require with respect to any of the aforesaid matters.

Forms

25.—(1) The Secretary of State may prepare and supply for use for the purposes of these Regulations any form which by these Regulations is required to be approved by him or which is required for use as a test certificate, a notification of the refusal of a test certificate or for the purposes of constituting the record required to be kept under Regulation 22 of these Regulations, and may include on any such form such additional matter as he may consider to be of assistance to persons making use of those forms or to persons to whom such forms may be issued when completed and no form other than one so prepared and supplied shall be used in any such case as aforesaid.

(2) The Secretary of State may make a charge at the rate of £14.00 for the supply of 100 forms of test certificate supplied for use for the purposes of these Regulations.

Duration and withdrawal of authorisations

26.—(1) An authorisation of an examiner shall cease to have effect on the occurrence of any of the following events—

- (a) where the person specified in the authorisation is an individual, the death or bankruptcy of that individual;
- (b) where the person specified in the authorisation is a partnership firm, the dissolution of that firm;
- (c) where the person specified in the authorisation is a body corporate, the making of an order or the passing of a resolution for the winding up of that body, not being a winding up for the purpose of amalgamation or reconstruction only.

For the purposes of sub-paragraph (a) of this paragraph, the reference to the bankruptcy of an individual is a reference to the making of a receiving order against him, his presenting a petition in bankruptcy or his making an arrangement with or assignment in favour of his creditors and in Scotland is a reference to the award of sequestration of his estates, his presenting a petition for sequestration of his estates or his entering into a composition or arrangement with his creditors.

(2) An authorised examiner may at any time give notice to the Secretary of State stating that after such date as may be specified in the notice that examiner does not propose to continue to act as an authorised examiner under all the authorisations of that examiner or under such authorisation of that examiner as may be specified in the notice and any authorisation to which the said notice relates shall cease to have effect on the date so specified in relation to that authorisation.

(3) The Secretary of State may at any time give notice to an authorised examiner withdrawing either all the authorisations of that examiner, or such of them as may be specified in the notice, on such date as may be so specified and, subject to the provisions of the next following paragraph of this Regulation, any authorisation to which the notice relates shall cease to have effect on the date so specified:

Provided that except in a case where the Secretary of State considers it necessary, and it is specified in the notice that he considers it necessary, that any authorisation to which the notice relates shall be withdrawn on an earlier date, the date to be specified in any such notice shall not be earlier than twenty-eight days after the date of the notice.

(4) If within fourteen days from the date of the giving of any such notice as is mentioned in the last foregoing paragraph the Secretary of State receives from the authorised examiner to whom that notice is given, or from any person acting on behalf of that examiner, representations to the effect that any authorisation to which that notice relates should not have been or should not be withdrawn the Secretary of State shall take such representations into consideration and make such investigations with respect thereto as he may think fit.

(5) A notice under paragraph (3) of this Regulation shall contain a statement of the time within which, and the address to which, representations under paragraph (4) of this Regulation should be made.

Forms and documents to be returned to Secretary of State

27.—(1) If at any time an authorisation of an examiner ceases to have effect or the designation of a council is revoked, the examiner or the council, as the

case may be, shall send to the Secretary of State at the office of the traffic area in which is situated the vehicle testing station specified in the authorisation ceasing to have effect or the vehicle testing station of the council all the following documents which are then in the possession of the examiner or the council, that is to say, all unused forms of test certificates, of notification of the refusal of test certificates, and of records, and all copies of test certificates, of notifications of the refusal of test certificates and of records which have been preserved by the examiner or council in accordance with the provisions of Regulation 22 of these Regulations and, in a case where an authorisation of an examiner ceases to have effect, that authorisation:

Provided that where an authorisation of an examiner ceases to have effect but some other authorisation of that examiner continues in force the Secretary of State may consent to the retention by that examiner of all or any of the said documents.

(2) On receipt by the Secretary of State of any unused forms of test certificates sent to him in accordance with the last preceding paragraph, the Secretary of State shall repay to the authorised examiner or the authorised representatives of that examiner, or to the council, as the case may be, such amount as may have been paid to the Secretary of State for the supply of the said forms.

(3) The Secretary of State may in respect of unissued forms of test certificates which are returned to him as having been cancelled because they have been spoilt or defaced make an appropriate refund to the authorised examiner or designated council by whom the forms are so returned.

Withdrawal of authorisations where classification of motor vehicles is altered

28.—(1) Any authorisation of an examiner which exists when these Regulations come into operation and which authorises the examiner to carry out examinations of motor vehicles of Class IV (as that class was defined in Regulation 4(2) of the Motor Vehicles (Tests) Regulations 1968) may be withdrawn by the Secretary of State under the provisions of this Regulation, within 3 months of the coming into operation of these Regulations, with a view to the grant to that examiner of a new authorisation to carry out examinations of motor vehicles of Class IV (as that class is defined in Regulation 4(4) of these Regulations).

(2) Such withdrawal shall be effected by the giving by the Secretary of State to the examiner of a notice of withdrawal under this Regulation, specifying the authorisation or authorisations to be withdrawn, and the withdrawal shall take effect on the date specified in the notice, such date not being earlier than twenty-eight days after the date of the notice.

(3) Immediately after the withdrawal of an existing authorisation has taken effect as aforesaid the examiner shall return that authorisation to the Secretary of State at the address stated in the notice relating thereto.

(4) On or after giving the notice of withdrawal under paragraph (1) above the Secretary of State shall grant to that examiner a new authorisation to carry out examinations of motor vehicles of Class IV (as that class is defined in Regulation 4(4) of these Regulations) and, if the existing authorisation also authorised the examiner to carry out examinations of motor vehicles of any of Classes I, II and III or to carry out examinations of motor vehicles of that class of those classes as well, and such new authorisation, if granted before the date on which the withdrawal of the existing authorisation takes effect as provided in paragraph (2) above, shall be expressed to take effect as from that date.

(5) In a case where an existing authorisation specifies conditions, the new authorisation granted under paragraph (4) above shall specify the same conditions

except in so far as such conditions may be inapplicable by reason of the more limited scope of the new authorisation.

(6) Where under the provisions of this Regulation an authorisation is withdrawn from, and a new authorisation is granted to, an examiner, so that the new authorisation takes effect as from the date on which the withdrawal of the existing authorisation takes effect, it shall not be necessary for the examiner to return to the Secretary of State, in accordance with Regulation 27 of these Regulations, the forms and documents (other than the existing authorisation or authorisations concerned) mentioned in that Regulation, and the existing authorisation shall, for the purpose of Regulation 23(1)(a) of these Regulations, be regarded as not having ceased to have effect.

(7) The provisions of this Regulation are without prejudice to the provisions of Regulations 5 to 8 and 26 of these Regulations.

Provisions as to notices under Regulations

29.—(1) Except as otherwise provided in these Regulations, every notice under these Regulations shall be in writing and may be given by post and where such a notice is given by the Secretary of State to an authorised examiner by post it shall be addressed to that examiner at the registered office of that examiner in a case where that examiner is a body corporate having such an office, and in any other case at the place specified in that authorisation of that examiner as the principal place of business of that examiner.

(2) For the purposes of calculating the period of any notice which may be given under sub-paragraph (f) of paragraph (1) of Regulation 9, paragraph (4) of Regulation 19, or Regulation 21 of these Regulations Saturdays, Sundays and public holidays shall be excluded from that period.

Exemption of certain vehicles from test

30. Section 44 of the 1972 Act shall not apply to motor vehicles of the following classes or descriptions, that is to say—

- (a) heavy locomotives, light locomotives and motor tractors;
- (b) track-laying vehicles;
- (c) goods vehicles the unladen weight of which exceeds 1525 kilogrammes;
- (d) articulated vehicles or vehicles constructed or adapted for the purpose of forming part of an articulated vehicle;
- (e) works trucks;
- (f) pedestrian controlled vehicles;
- (g) vehicles (including cycles with an attachment for propelling them by mechanical power) which are adapted, and used or kept on a road, for invalids, and which—
 - (i) do not exceed 306 kilogrammes in weight unladen, or
 - (ii) exceed 306 kilogrammes but do not exceed 510 kilogrammes in weight unladen, and are supplied and maintained by or on behalf of the Department of Health and Social Security, the Scottish Office or the Welsh Office;
- (h) hackney carriages in respect of which there are in force licences granted under section 6 of the Metropolitan Public Carriage Act 1869(a);
- (i) vehicles to which any of the prescribed statutory requirements do not apply by virtue of any of the following provisions of the Motor

(a) 1869 c. 115.

Vehicles (Construction and Use) Regulations 1973, namely—

- (i) Regulation 4(3) (which relates to vehicles proceeding to a port for export);
- (ii) Regulation 4(9) (which relates to vehicles in the service of a visiting force or of a headquarters);
- (iii) Regulation 5 (which relates to land tractors);
- (j) vehicles temporarily in Great Britain displaying a registration mark mentioned in Regulation 5 of the Motor Vehicles (International Circulation) Regulations 1971(a), a period of twelve months not having elapsed since the vehicle was last brought into Great Britain;
- (k) vehicles for the time being licensed under the Vehicles (Excise) Act (Northern Ireland) 1972(b);
- (l) vehicles exempted from duty under section 7(1) of the Vehicles (Excise) Act 1971;
- (m) hackney carriages or cabs in respect of which there are in force under the Town Police Clauses Act 1847(c), the Burgh Police (Scotland) Act 1892(d) or any similar local statutory provision licences to ply for hire granted by a local authority which holds a current certificate issued by the Secretary of State stating that he is satisfied that the granting of any such licence by that authority is subject to the vehicle first passing an annual test required by that authority.

In this and the next following paragraph “test” means an examination of a vehicle in relation to at least the prescribed statutory requirements conducted—

- (i) by a person authorised as an examiner or appointed as an inspector under section 43 of the 1972 Act or acting on behalf of a person so authorised, or
- (ii) by a person on behalf of a police authority in England or Wales, or
- (iii) by a person on behalf of a police authority or a joint police committee in Scotland;
- (n) vehicles in respect of which there are in force licences for the vehicles to be used as private hire-cars granted by a local authority which holds a current certificate issued by the Secretary of State stating that he is satisfied that the granting of any such licence by that authority is subject to the vehicle first passing an annual test required by that authority.

In this paragraph “private hire-car” means a motor vehicle which is not a vehicle licensed to ply for hire under the provisions of the Town Police Clauses Act 1847, the Burgh Police (Scotland) Act 1892 or any similar local statutory provision with respect to hackney carriages but which is kept for the purpose of being let out for hire with a driver for the carrying of passengers in such circumstances that it does not require to be licensed to ply for hire under the said provisions;

- (o) vehicles provided for police purposes and maintained in workshops approved by the Secretary of State as suitable for such maintenance, being vehicles provided in England and Wales by a police authority or the Receiver for the metropolitan police district, or, in Scotland, by a police authority or a joint police committee;
- (p) vehicles which have been imported into Great Britain and to which section 44(2)(b) of the 1972 Act applies, being vehicles owned by or in the service

(a) S.I. 1971/937 (1971 II, p. 2688).
(c) 1847 c. 89.

(b) 1972 c. 10.
(d) 1892 c. 55.

- of the naval, military or air forces of Her Majesty raised in the United Kingdom and used for naval, military or air force purposes; and
- (p) electrically propelled goods vehicles the unladen weight of which does not exceed 1525 kilogrammes.

Exemption of the use of vehicles for certain purposes from test

31. The use of a motor vehicle for any of the following purposes is exempted from section 44(1) of the 1972 Act:—

- (a) the use of a vehicle—
- (i) for the purpose of submitting it by previous arrangement for, or bringing it away from, an examination, or
 - (ii) in the course of an examination, for the purpose of taking it to, or bringing it away from, any place where a part of the examination is to be or, as the case may be, had been carried out, or of carrying out any part of the examination, the person so using it being either—
 - (A) a person authorised as an examiner or appointed as an inspector under section 43 of the 1972 Act, or acting on behalf of a person so authorised, or
 - (B) a person acting under the personal direction of such a person as aforesaid, or
 - (iii) where a test certificate is refused on an examination—
 - (A) for the purpose of delivering it by previous arrangement at, or bringing it away from, a place where work is to be or has been done on it to remedy for a further examination the defects on the ground of which the test certificate was refused; or
 - (B) for the purpose of delivering it, by towing it, to a place where the vehicle is to be broken up;
- (b) the use of a vehicle for any purpose for which it is authorised to be used on roads by an order under section 42 of the 1972 Act, being an order authorising that vehicle or any class or description of vehicles comprising that vehicle to be so used notwithstanding that it does not comply with the prescribed statutory requirements or with such of the said requirements as are specified in the said order;
- (c) the use of a vehicle which has been imported into Great Britain and to which section 44 of the 1972 Act applies whilst it is being driven after arrival in Great Britain on the journey from the place where it has arrived in Great Britain to a place of residence of the owner or driver of the vehicle;
- (d) the use of a vehicle for the purpose of removing it in pursuance of section 20 of the Civic Amenities Act 1967(a), of moving or removing it in pursuance of regulations under section 20 of the Road Traffic Regulation Act 1967(b) as altered by the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967(c), or of removing it from a parking place in pursuance of an order under section 31(1) of the Road Traffic Regulation Act 1967, an order relating to a parking place designated under section 35 thereof, or a provision of a designation order having effect by virtue of section 39(2) thereof;
- (e) the use of a vehicle, which has been detained or seized by a police constable, for police purposes connected with such detention or seizure;

(a) 1967 c. 69.

(b) 1967 c. 76.

(c) S.I. 1967/1900 (1967 III, p. 5191).

- (f) the use by an Officer of Customs and Excise, or by any other person authorised generally or specially in that behalf in writing by the Commissioners of Customs and Excise, of any vehicle removed, detained, seized or condemned as forfeited under any provision of the Customs and Excise Act 1952(a); and
- (g) the use of a vehicle for the purpose of testing it by a motor trader as defined in section 16(8) of the Vehicles (Excise) Act 1971, to whom a trade licence has been issued under that section, during the course of, or after completion of repairs carried out to that vehicle by that motor trader.

Exemption of the use of vehicles in certain areas from test

32. A motor vehicle is exempted from section 44(1) of the 1972 Act whilst being used on any island and in any area mainly surrounded by water, being an island or area from which motor vehicles, unless constructed for special purposes, can at no time be conveniently driven to a road in any other part of Great Britain by reason of the absence of any bridge, tunnel, ford or other way suitable for the passage of such motor vehicles:

Provided that this Regulation does not apply to any of the following islands, namely, the Isle of Wight, the islands of Arran, Bute, Great Cumbrae, Islay, Lewis, Mainland (Orkney), Mainland (Shetland), Mull, North Uist and Skye.

23rd November 1976.

William Rodgers,
Secretary of State for Transport.

(a) 1952 c. 44.

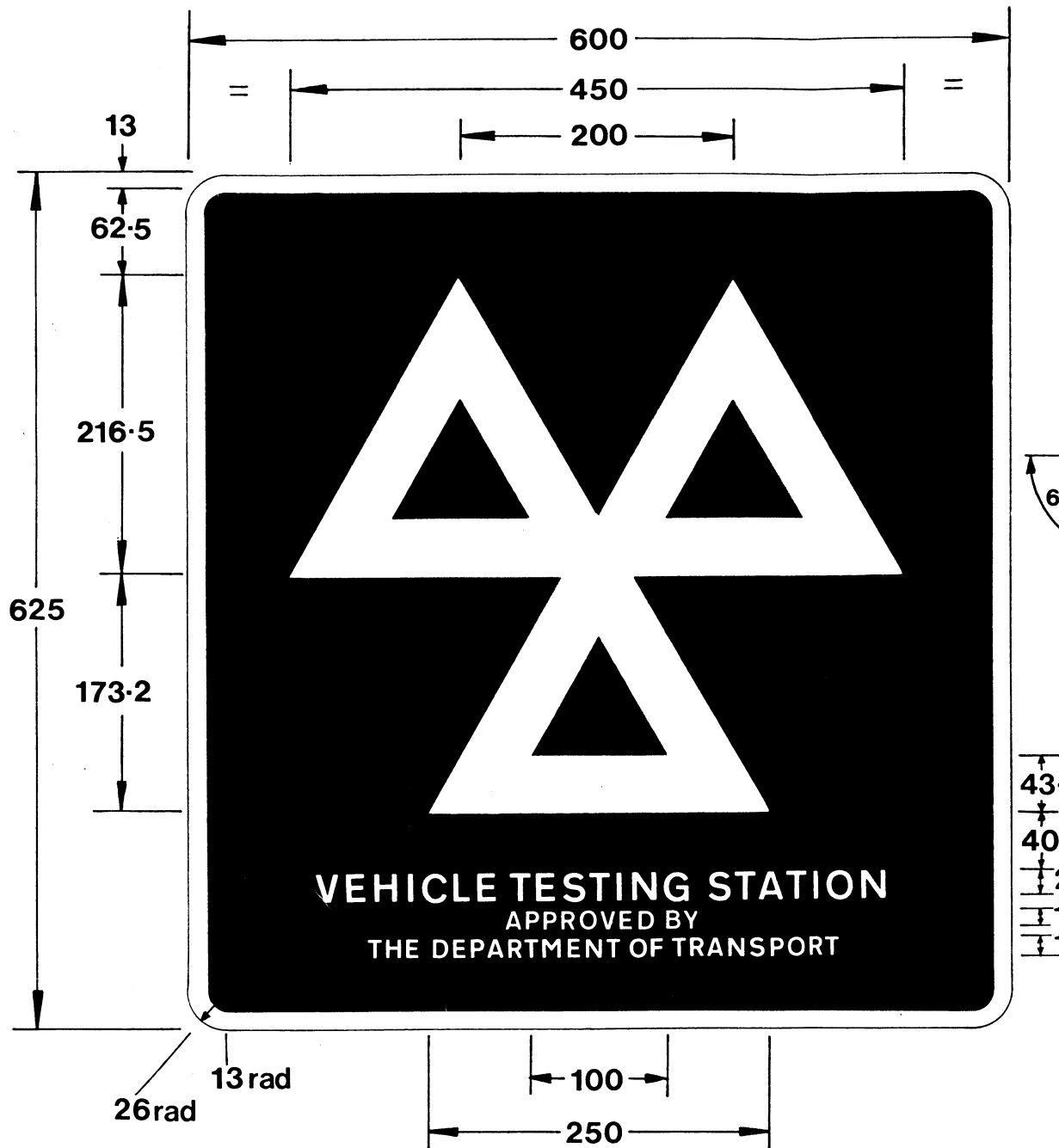
SCHEDULE 1 (see Regulation 9)

SIGN TO BE DISPLAYED BY AUTHORISED EXAMINERS

PART I

Diagram showing Size, Colour and Type of Sign to be Displayed by Authorised Examiners

All dimensions are in millimetres



NOTE: Where the sign was put up before 1st July 1977 it may bear the words "Approved by the Ministry of Transport" or "Department of the Environment" instead of "Approved by the Department of Transport".

PART II

Conditions as to Erection of Sign shown in Part I of this Schedule

1. The sign shall be securely fixed flat against a wall of the vehicle testing station.
2. The sign shall be so exhibited that no part thereof is above the fascia level of the vehicle testing station or above fifteen feet from the ground, whichever is the lower.
3. Not more than one sign shall be displayed on each road frontage.

SCHEDULE 2 (see Regulation 10)

THE PRESCRIBED STATUTORY REQUIREMENTS

The statutory requirements which are prescribed for the purposes of an examination of a motor vehicle are as follows:—

(1) the requirements contained in the following provisions of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to the braking system or systems of motor vehicles), that is to say,

paragraphs (1) and (2) of Regulation 13;

paragraphs (1), (2), (4) and (5) of Regulation 54;

paragraphs (1), (2), (4) and (5) and sub-paragraph (a) of paragraph (8) of Regulation 59;

paragraphs (1) and (3) and sub-paragraph (a) of paragraph (4) of Regulation 62;

paragraph (1) of Regulation 94;

Schedule 4;

(2) the requirements contained in paragraph (1) of Regulation 95 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to the steering gear of motor vehicles);

(3) the requirements relating to the lighting equipment and reflectors of motor vehicles contained in Regulations 38 and 97 of the Motor Vehicles (Construction and Use) Regulations 1973 (excepting such of those requirements as relate to the matters specified in Regulations 11, 24, 25, 31 and 32 of the Road Vehicles Lighting Regulations 1971(a) as amended (b));

(4) the requirements relating to stop lamps contained in Regulations 68, 72, 73, 74, 75 and 76 of, and in Schedule 6 to, the said Road Vehicles Lighting Regulations (except the requirements contained in paragraphs 2 and 3 and in sub-paragraphs (b)(iii) and (c) of paragraph 6 of Part II and in Part III of the said Schedule 6);

(5) the requirements contained in Regulations 60(2) and 63, and in sub-paragraphs (a), (c), (d), (e) and (f) of paragraph (1) of, and in paragraphs (3) and (4) of, Regulation 99 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to condition and maintenance of tyres) and the requirements contained in paragraph (1) of Regulation 90 of the Motor Vehicles (Construction and Use) Regulations 1973 (in so far as it relates to the condition of the road wheels, to the extent that such condition is likely to lead to a rapid deflation of the tyres on such wheels);

(6) the requirements contained in paragraphs (3), (4), (5) and sub-paragraph (b) of paragraph (6) of Regulation 17 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to the fitting of seat belts) and the requirements contained in paragraph (1) of Regulation 90 of those Regulations (in so far as it relates to the condition of seat belts and seat belt anchorages);

(7) the requirements relating to the direction indicators of motor vehicles contained in Regulations 68, 69, 70, 71 and 76 of the Road Vehicles Lighting Regulations 1971 and in the following provisions of Schedule 5 to those Regulations, that is to say,

(a) S.I. 1971/694 (1971 I, p. 1833).

(b) The relevant amending instrument is S.I. 1973/1006 (1973 II, p. 3044).

- in Part I, paragraphs 1 (except in so far as it relates to the illuminated breadth of direction indicators), 6, 7 (in so far as it relates to the rate of flashing) and 8, in Part II, paragraphs 1, 3(1)(a) and 8 (in so far as it refers to paragraphs 6, 7 (to the extent mentioned above) and 8 in Part I), in Part III, paragraphs 2 and 16 (in so far as it refers to paragraphs 7 (to the extent mentioned above) and 8 in Part I), and in Part V, paragraphs 1 (except in so far as it refers to paragraph 2 in Part I) and 3 (in so far as it refers to paragraph 8 in Part I);
- (8) the requirements contained in Regulations 25 and 26 and in paragraph (2) of Regulation 95 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to windscreen wipers and washers);
- (9) the requirements contained in Regulations 28, 31 (insofar as that Regulation relates to exhaust systems) and 98 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to exhaust systems);
- (10) the requirements contained in paragraph (1) of Regulation 27 of the Motor Vehicles (Construction and Use) Regulations 1973 (which relate to audible warning instruments); and
- (11) the requirements contained in paragraph (1) of Regulation 90 of the Motor Vehicles (Construction and Use) Regulations 1973 (in so far as it relates to the condition of the bodywork and suspension of the vehicle to the extent that such condition may affect braking or steering).

SCHEDULE 3 (see Regulation 13)

MANNER AND CONDITIONS OF CARRYING OUT EXAMINATIONS OF MOTOR VEHICLES AND APPARATUS TO BE USED

PART I

General

1. In this Schedule—

- (a) “braking requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (1) of Schedule 2 to these Regulations as are applicable to that vehicle;
- (b) “steering requirements”, in relation to any vehicle, means such of the prescribed statutory requirements as are specified in paragraph (2) of the said Schedule 2;
- (c) “lighting requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (3) of the said Schedule 2 as are applicable to that vehicle;
- (d) “stop lamp requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (4) of the said Schedule 2 as are applicable to that vehicle;
- (e) “tyre requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (5) of the said Schedule 2 as are applicable to that vehicle;
- (f) “seat belt requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (6) of the said Schedule 2 as are applicable to that vehicle;
- (g) “direction indicator requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (7) of the said Schedule 2 as are applicable to that vehicle;
- (h) “windscreen clearing requirements”, in relation to any vehicle, means such of the prescribed statutory requirements specified in paragraph (8) of the said Schedule 2 as are applicable to that vehicle;
- (i) “exhaust requirements”, in relation to any vehicle, means such of the prescribed statutory requirements as are specified in paragraph (9) of the said Schedule 2;

- (j) “audible warning instrument requirements”, in relation to any vehicle, means such of the prescribed statutory requirements as are specified in paragraph (10) of the said Schedule 2;
- (k) “body-work and suspension requirements”, in relation to any vehicle, means such of the prescribed statutory requirements as are specified in paragraph (11) of the said Schedule 2;
- (l) “examiner” means the person carrying out or personally supervising in accordance with these Regulations the examination of a motor vehicle.

2. In carrying out an examination of a motor vehicle in accordance with the following provisions of this Schedule, every part of the vehicle and its equipment and accessories to be examined shall be examined under a sufficient light and, where it is necessary to do so to enable any such part, equipment or accessory to be efficiently examined, the vehicle shall be placed over an inspection pit or elevated on a hoist or ramp. There shall be no dismantling of the vehicle, or of any part of the vehicle, by the use of tools, for the purposes of the examination.

PART II

Braking Requirements

3. The examination of a motor vehicle to ascertain whether the braking requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

4. The vehicle shall be examined to ascertain whether it is equipped with such a braking system or systems that the braking requirements are complied with, and in particular to ascertain whether—

- (a) the braking systems are in good mechanical condition and are free from evident defects;
- (b) the braking systems are properly adjusted and operate as intended by their design;
- (c) there is any such lack of balance in the application of the brakes to the wheels as to cause, or be likely to cause, serious deviation of the vehicle from its course when being driven on a road; and
- (d) there is any other evident defect in the vehicle or its equipment by reason of which the braking requirements are not complied with.

5.—(1) Subject to Regulation 16 of these Regulations, the examination of the braking system or systems of the vehicle shall include a test of the braking efficiency of its brakes to ascertain whether they have the braking efficiency required by the braking requirements (hereafter referred to as “the requisite braking efficiency”).

(2) If the vehicle is a vehicle in Class I or II the said test shall be carried out in such one or more of the following ways as the examiner may think fit:—

- (a) by using suitable apparatus to measure the force required to pull the vehicle along the ground while a person seated in its saddle is applying the brakes and determining by reference to that force when expressed as a percentage of the weight of the vehicle and its rider and any load carried thereon at the time whether the brakes have the requisite braking efficiency;
- (b) by the vehicle being placed with a person seated in its saddle on a sloping platform and determining by reference to the steepness of the slope of the platform at which the brakes of the vehicle when applied by that person will hold the vehicle and its rider on the platform whether the brakes have the requisite braking efficiency;
- (c) by using such a brake testing apparatus as may be suitable in relation to the vehicle to measure the braking force which is developed when the brakes of the vehicle are applied and determining by reference to that force when expressed as a percentage of the weight of the vehicle, including any person or load carried thereon at the time, whether the brakes have the requisite braking efficiency.

(3) If the vehicle is a vehicle in Class III, IV or V the test of the braking efficiency of its brakes shall be carried out—

- (a) if the vehicle testing station is equipped with brake testing apparatus suitable in relation to the vehicle, by placing the vehicle on such apparatus and using it to measure the braking force developed when the brakes are applied and determining by reference to that force when expressed as a percentage of the weight of the vehicle (including any person or load carried in the vehicle at the time) whether the brakes have the requisite braking efficiency;
- (b) if the vehicle testing station is not so equipped, by applying the brakes while the vehicle is being driven on a road or other suitable place and by using a suitable decelerometer to measure the braking efficiency of those brakes when they are applied and determining by reference to that braking efficiency whether the brakes have the requisite braking efficiency.

(4) Subject to Regulation 16 of these Regulations, a test of the brakes of a vehicle carried out in accordance with any of the foregoing provisions of this paragraph may, if the examiner thinks fit, be supplemented by a further test by the vehicle being driven on a road or any other suitable place and by its brakes being applied while it is being so driven for the purpose of determining by observation of the effects of such application whether any one or more of the braking requirements are complied with.

(5) In this paragraph—

- (a) references to the brakes of a vehicle being applied are references to its brakes being applied by the means of operation provided for that purpose and, where a vehicle has more than one means of operation, are references to its brakes being applied by each of those means of operation being used separately to apply the brakes;
- (b) “brake testing apparatus” means apparatus designed and constructed to measure the braking force developed when the brakes of a motor vehicle are applied; and
- (c) “decelerometer” means an apparatus designed and constructed to measure the braking efficiency of the brakes of a motor vehicle when those brakes are applied while the vehicle is being driven.

PART III

Steering Requirements

6. The examination of a motor vehicle to ascertain whether the steering requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

7. The vehicle shall be examined to ascertain whether its steering gear complies with the steering requirements and in particular to ascertain whether—

- (a) the steering gear is in good mechanical condition and free from evident defects;
- (b) the steering gear is properly adjusted and operates as intended by its design;
- (c) the front road wheel bearings are in good mechanical condition and are properly adjusted;
- (d) in the case of a vehicle in Class I or II, the wheels and the sidecar (if fitted) are properly aligned; and
- (e) there is any other evident defect in the vehicle or its equipment by reason of which the steering requirements are not complied with.

PART IV*Lighting Requirements*

8. The examination of a motor vehicle to ascertain whether the lighting requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

9. The vehicle shall be examined to ascertain whether—

- (a) it is equipped with lamps and reflectors which comply with the lighting requirements as respects their number and the position in which they are attached to the vehicle, and
- (b) the said lamps are in a clean and efficient condition and the said reflectors are in an unobscured and efficient condition, and
- (c) the vehicle is so equipped that the said lamps can be used to show a white light to the front visible from a reasonable distance or a red light to the rear so visible, so as to comply with the lighting requirements.

10.—(1) Where the vehicle is one to which the lighting requirements relating to vehicles provided with a head lamp apply, the vehicle shall be examined in accordance with the following provisions of this paragraph to ascertain whether those requirements are complied with.

(2) The examination required by this paragraph shall be carried out by examining the vehicle and each of the head lamps with which the vehicle is provided in order to determine whether, if that lamp were to be used to show a light to the front while the vehicle was driven on a road during the hours of darkness, the beam of light emitted therefrom—

- (a) is or can be so deflected that it is incapable of causing such dazzle as is mentioned in Regulation 9(2) of the Road Vehicles Lighting Regulations 1971, or
- (b) can be extinguished by the operation of a device which at the same time causes—
 - (i) a beam of light to be emitted from that lamp, or
 - (ii) deflects the beam of light from another lamp, or
 - (iii) brings into operation another lamp which emits a beam of light,in such manner that in no case is the beam of light so emitted or deflected capable of causing such dazzle as aforesaid.

(3) For the purpose of the examination of a head lamp in accordance with sub-paragraph (2) of this paragraph, the direction of the beam of light which would be emitted from that lamp if it were to be used to show a light to the front in the circumstances specified in the said sub-paragraph (2) shall be tested in either of the following ways:—

- (a) by causing the lamp to show a light and ascertaining what the direction is in relation to the vehicle of the beam of light emitted therefrom by the use of apparatus designed and constructed for the purpose of ascertaining within reasonable limits of precision the direction of the beam of light emitted from such a lamp;
- (b) by placing the vehicle on level or uniformly sloping ground, causing the head lamp to show a light so that the beam of light emitted therefrom is thrown on a screen or wall, and ascertaining what the direction of that beam of light is in relation to the vehicle.

PART V*Stop Lamp Requirements*

11. The examination of a motor vehicle to ascertain whether the stop lamp requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

12. The vehicle shall be examined to ascertain whether—

- (a) it is equipped with stop lamps which comply with the stop lamp requirements as respects their number and the position in which they are attached to the vehicle, and
- (b) the said lamps are in a clean and efficient condition, and
- (c) the vehicle is so equipped that the said lamps show a steady red light when the brakes which operate the said lamps are applied, and, where more than one such lamp is fitted, that the light emitted by at least two of the said lamps is emitted at the same time.

PART VI

Tyre Requirements

13. The examination of a motor vehicle to ascertain whether the tyre requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

14. The vehicle shall be examined to ascertain whether its tyres comply with the tyre requirements and in particular to ascertain whether—

- (a) except in the case of a heavy motor car, any tyre is a recut pneumatic tyre;
- (b) any tyre is unsuitable having regard to the types of tyres fitted to its other wheels;
- (c) any tyre has a break in its fabric, or has a cut in excess of 25 mm or 10 per cent of the section width of the tyre, whichever is the greater, measured in any direction on the outside of the tyre and deep enough to reach the body cords;
- (d) any tyre has any lump or bulge (caused by separation or partial failure of its structure) or any exposure of the ply or cord structure;
- (e) in the case of a motor cycle whereof the cylinder capacity of the engine does not exceed 50 cubic centimetres, the tread of each tyre shows throughout at least three quarters of the breadth of the tread and round the entire outer circumference of the tyre a pattern the relief of which is clearly visible, and in the case of any other vehicle the tread pattern (excluding any tie bar) of each tyre has a depth of at least 1 mm throughout at least three quarters of the breadth of the tread and round the entire outer circumference of the tyre;
- (f) there is any other defect in any tyre or any defect in any roadwheel by reason of which the tyre requirements are not complied with.

PART VII

Seat Belt Requirements

15. The examination of a motor vehicle to ascertain whether the seat belt requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

16. The vehicle shall be examined to ascertain whether it is provided with anchorage points and body-restraining seat belts which comply with the seat belt requirements and in particular to ascertain whether—

- (a) the seat belts are in a good and efficient condition, and
- (b) the said seat belts are securely attached to the seat for which they are provided or to the structure of the vehicle, and
- (c) all load-bearing members of the vehicle structure or panelling within thirty centimetres of an anchorage point are in a sound condition.

PART VIII

Direction Indicator Requirements

17. The examination of a motor vehicle to ascertain whether the direction indicator requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

18. The vehicle shall be examined to ascertain whether its direction indicators comply with the direction indicator requirements and in particular to ascertain whether—

- (a) it is equipped with direction indicators which comply with the direction indicator requirements as respects their number, type and the position in which they are attached to the vehicle, and
- (b) the said indicators are in a clean and efficient condition, and
- (c) the colour of each of the said indicators—
 - (i) if it shows to both front and rear, is amber;
 - (ii) if it shows only to the front, is amber or white; and,
 - (iii) if it shows only to the rear, is amber or red, and
- (d) each of the said indicators is visible from a reasonable distance, and
- (e) where the vehicle is fitted with electric lighting equipment, each of the said indicators shows a steady or flashing light, and
- (f) where the said indicators are equipped to show a flashing light, the rate of such flashing is not less than 60 nor more than 120 flashes per minute, and
- (g) the vehicle is so equipped that the driver when in his seat is readily aware that a direction indicator is in operation.

PART IX

Windscreen Clearing Requirements

19. The examination of a motor vehicle to ascertain whether the windscreen clearing requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

20. The vehicle shall be examined to ascertain whether it is so equipped that the windscreen clearing requirements are complied with and in particular to ascertain whether—

- (a) the windscreen wiper or wipers which are required to be fitted are in a good and efficient condition and capable of clearing the windscreen so that the driver has an adequate view of the road in front of the near and off sides of the vehicle in addition to an adequate view to the front of the vehicle, and
- (b) in relation to the said windscreen wiper or wipers, the vehicle is equipped with a windscreen washer or washers in a good and efficient condition and capable of clearing, in conjunction with the windscreen wiper or wipers, the area of windscreen swept by the said wiper or wipers.

PART X

Exhaust Requirements

21. The examination of a motor vehicle to ascertain whether the exhaust requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

22. The vehicle shall be examined to ascertain whether its exhaust system complies with the exhaust requirements and in particular to ascertain whether—

- (a) where the vehicle is propelled by means of an internal combustion engine, it is equipped with a silencer, expansion chamber or other contrivance suitable and sufficient for reducing as far as may be reasonable the noise caused by the escape of the exhaust gases from the engine, and
- (b) all parts of the exhaust system with which the vehicle is equipped as aforesaid are in a good and efficient condition.

PART XI

Audible Warning Instrument Requirements

23. The examination of a motor vehicle to ascertain whether the audible warning instrument requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

24. The vehicle shall be examined to ascertain whether it is equipped with an instrument capable of giving audible and sufficient warning of its approach or position.

PART XII

Bodywork and Suspension Requirements

25. The examination of a motor vehicle to ascertain whether the bodywork and suspension requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

26. The vehicle shall be examined to ascertain whether any part of its bodywork or suspension is so affected by rust, or has otherwise been so damaged, that the proper functioning of the braking system or steering gear of the vehicle is likely to be prejudicially affected by reason thereof.

27. The examination shall be a visual examination of the vehicle and in particular of its underside, but such examination shall not entail any dismantling of the vehicle or of any part of it.

SCHEDULE 4 (see Regulation 15)

FORM OF TEST CERTIFICATE

Serial No.

DEPARTMENT OF TRANSPORT

TEST CERTIFICATE

The motor vehicle, of which the Registration Mark (a) Chassis or Serial Number (a) is.....having been examined under section 43 of the Road Traffic Act, 1972, it is hereby certified that at the date of the examination thereof the statutory requirements prescribed by Regulations made under the said section 43 were complied with in relation to the vehicle.

Vehicle Testing

Station Number

Signature

Date of issue.....

Date of expiry.....

Serial Number of Immediately preceding Test Certificate.....

(a) Delete as appropriate, chassis or serial number to be shown only when no registration mark exhibited on vehicle.

(to be entered when the above date of expiry is more than 12 months after the above date of issue)

SCHEDULE 5 (see Regulation 17)

FEES FOR EXAMINATIONS

PART I

Amount of fees

1. Subject to the provisions of this Schedule, the fee payable on an application for an examination of a motor vehicle of a description specified in column 1 of the Table in this paragraph shall be a fee of the amount specified in relation to that description of vehicle in column 2 of that Table.

TABLE

1 Description of Motor Vehicle	2 Amount of Fee
1. Motor bicycle not having a side car attached thereto ...	£2.50
2. Any other motor vehicle to which these Regulations apply ...	£4.10

2. Where, on an examination of a motor vehicle, it is found that some or all of the prescribed statutory requirements are not complied with in relation to the vehicle or where, in the circumstances mentioned in Regulation 16 of these Regulations, a full examination of the braking system or systems of the vehicle is not carried out, then—

- (a) if the vehicle is left at the vehicle testing station at which that examination took place so that the defects which have been revealed can be repaired, no fee shall be payable in respect of any further examination carried out there on the completion of those repairs,
- (b) if the vehicle is removed from that vehicle testing station in consequence of the notification of refusal of a test certificate but, within 14 days of the date of issue of that notification, it is brought to and left at that or some other vehicle testing station so that the defects which have been revealed by the examination can be repaired and a further examination of the vehicle carried out there on the completion of those repairs, the fee payable in respect of that further examination by the person who executed the repairs shall be one half of the relevant amount specified in the Table in paragraph 1 of this Schedule.

PART II

Payment of Fees

3. In this Part of this Schedule, “examining authority” means, in relation to an application for an examination which is made to an authorised examiner or designated council, that examiner or council, as the case may be, and in relation to an application for an examination which is made to the Secretary of State, the Secretary of State.

4. All fees on an application for an examination shall be payable to the examining authority in accordance with the following provisions of this Part of this Schedule.

5. Where an application for an examination is made in accordance with Regulation 11 of these Regulations the examining authority may require the fee payable to be paid before the examination is carried out.

6. The fee payable in accordance with the foregoing provisions of this Schedule shall be payable notwithstanding that the vehicle is not submitted for examination in accordance with any such appointment or arrangement as is mentioned in paragraph (5) of the said Regulation 11:

Provided that if the applicant for the examination has not less than twenty-four hours before the time so appointed or arranged given the examining authority notice (whether in writing or otherwise) that the applicant does not propose to submit the vehicle for examination at the time so appointed or arranged, the application shall be treated for the purposes of this Schedule as one in respect of which no fee is payable and any amount previously paid in respect of such a fee shall be repayable by the examining authority to the applicant unless another time is arranged for the carrying out of the examination.

7. No fee shall be payable on an application for an examination in any case where in pursuance of any of the provisions of Regulation 12 of these Regulations an authorised examiner or the inspector appointed by a designated council or the Secretary of State does not carry out the examination and any amount previously paid in any such case in respect of such a fee shall be repaid by the examining authority to the applicant.

8. Save as otherwise provided by the foregoing provisions of this Schedule any fee payable in the case of an examination shall be payable on the completion of the examination.

SCHEDULE 6**REGULATIONS REVOKED BY REGULATION 2**

Title	Year and Number
The Motor Vehicles (Tests) Regulations 1968	S.I. 1968/1714 (1968 III, p. 4607)
The Motor Vehicles (Tests) (Amendment) Regulations 1969	S.I. 1969/1171 (1969 II, p. 3443)
The Motor Vehicles (Tests) (Amendment) Regulations 1971	S.I. 1971/165 (1971 I, p. 512)
The Motor Vehicles (Tests) (Amendment) Regulations 1972	S.I. 1972/898 (1972 II, p. 2832)
The Motor Vehicles (Tests) (Amendment) Regulations 1975	S.I. 1975/1130 (1975 II, p. 3956).
The Motor Vehicles (Tests) (Exemption) Regulations 1969	S.I. 1969/419 (1969 I, p. 1206)
The Motor Vehicles (Tests) (Exemption) (Amendment) Regulations 1971	S.I. 1971/1814 (1971 III, p. 4980)
The Motor Vehicles (Tests) (Exemption) (Amendment) Regulations 1974	S.I. 1974/1023 (1974 II, p. 3857)

EXPLANATORY NOTE

(This is not part of the Regulations.)

These Regulations consolidate, with amendments, the Motor Vehicles (Tests) Regulations 1968 and Motor Vehicles (Tests) (Exemptions) Regulations 1969 and the amending Regulations mentioned in Schedule 6 to these Regulations.

The principal changes now made are:—

1. The Tests and Tests (Exemption) Regulations are amalgamated.
2. The definition of “traffic area office” is amended so as to make clear that the head office in the traffic area is meant (Regulation 3).
3. From 1 January 1978 the Regulations will apply to larger motor caravans which previously were not included (Regulation 4).
4. A new class of motor vehicles is established for the purposes of the authorisation of examiners under these Regulations—
Class V—Large passenger carrying vehicles (Regulation 4);
and provision is made for withdrawing existing authorisations (Regulation 28).
5. Persons authorised after 1st January 1977 to carry out examinations are to be required to attend approved training courses (Regulation 9(2)).
6. When a vehicle is submitted for examination, the applicant may be required to produce, instead of the registration book, the registration document or other evidence as to the date of the first registration or the date of manufacture of the vehicle (Regulation 12(a)).
7. When an appeal against the refusal of a test certificate has been dismissed the applicant cannot appeal again. (Regulation 18(10)).
8. Particulars of every examination of a vehicle carried out by an authorised examiner or designated council are to be entered on the record form (VT 12) within 7 days of the carrying out of the examination (Regulation 22(2)) and a copy of the record sent to the traffic area office within fourteen days of the first day of the following month (Regulation 22(3)).
9. No issue of a duplicate test certificate can be required when the original was issued more than 18 months previously (Regulation 23(2)).
10. The fee for a duplicate test certificate shall be 50p (Regulation 23(3)).
11. Electrically-propelled goods vehicles are included in the list of vehicles exempted from the test (Regulation 30(9)).
12. The condition and efficiency of the following items have been added to the statutory requirements to be complied with by vehicles to be tested:—
 - (a) Stop lamps (Schedule 2, paragraph (4) and Schedule 3, Part V);
 - (b) Road wheels (Schedule 2, paragraph (5) and Schedule 3, Part VI);
(Note: Under these Regulations, the conditions of roadwheels is to be examined insofar as it may affect tyres.)
 - (c) Seat belts (Schedule 2, paragraph (6) and Schedule 3, Part VII);
(Note: Under the Regulations now revoked, only the presence of seat belts was a statutory requirement.)

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- (d) Direction indicators (Schedule 2, paragraph (7) and Schedule 3, Part VIII);
 - (e) Windscreen wipers and washers (Schedule 2, paragraph (8) and Schedule 3, Part IX);
 - (f) Exhaust systems (Schedule 2, paragraph (9) and Schedule 3, Part X);
 - (g) Audible warning instruments (Schedule 2, paragraph (10) and Schedule 3, Part XI); and
 - (h) Bodywork and suspension (so far as affecting braking or steering) (Schedule 2 paragraph (11) and Schedule 3 Part XII).
13. Where the examination of a vehicle requires the inspection of the under-side of the vehicle, the vehicle must be placed over an inspection pit or elevated on a hoist or ramp (Schedule 3, Part I, paragraph 2).
14. The fees for examinations are increased to £2·50p for a solo motorcycle and to £4·10p for all other vehicles and the allowance in the fees scale for non-issue of a certificate is removed (Schedule 5 Part I).
15. A simplified system of fees is applied to retest examinations (Schedule 5 Part II).

SI 1976/1977
ISBN 0-11-061977-3

