

STATUTORY INSTRUMENTS

1998 No. 1672

The Motor Vehicles (Tests) (Amendment) Regulations 1998

Amendments to regulation 20 (fees for examinations)

11.—(1) Regulation 20 shall be amended as follows.

(2) In each provision specified in column (1) of the Table below for the amount specified in relation to that provision in column (2) of that Table there shall be substituted the amount so specified in column (3) of that Table.

TABLE

(1) <i>Regulation</i>	(2) <i>Existing Amount</i>	(3) <i>Substituted Amount</i>
20(1)(a)	£12.33	£12.74
20(1)(aa)	£20.64	£21.28
20(1)(b)	£24.12	£25.02
20(1)(e)(i)	£39.70	£45.90
20(1)(e)(ii)	£28.20	£32.70
20(1)(f)	£31.60	£32.77

(3) In paragraph (1)—

(a) for sub-paragraph (c) there shall be substituted—

“(c) in the case of a vehicle in Class IV—

(i) if the vehicle is a minibus, £32.62,

(ii) in any other case, £30.87;

(ca) in the case of a vehicle in Class IVA, £37.26;”;

(b) for sub-paragraph (d) there shall be substituted—

“(d) in the case of a vehicle in Class V—

(i) if the vehicle is constructed or adapted to carry more than 16 passengers, £51.88,

(ii) in any other case, £38.08;

(da) in the case of a vehicle in Class VA—

(i) if the vehicle is constructed or adapted to carry more than 16 passengers, £74.60,

(ii) in any other case, £46.55;” and

(c) after sub-paragraph (e) there shall be inserted—

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- “(ea) save as provided in paragraphs (4A) and (4B), in the case of a vehicle in Class VIA—
- (i) if the vehicle is constructed or adapted to carry more than 16 passengers, £76.90,
 - (ii) in any other case, £42.00;”.

(4) In paragraphs (2A), (2B), (3), (5A), (5B) and (6) for “Class VI” there shall be substituted “Class VI or VIA”.

(5) In paragraph (3A) for “Class VI” there shall be substituted “Class IVA, VA, VI or VIA”.

(6) After paragraph (3A) there shall be inserted the following paragraphs—

“(3B) Subject to paragraph (3C), where, on an examination of a vehicle in Class IVA or VA, it is found that some or all of the prescribed statutory requirements, other than those referred to in item 28A in paragraph 3A of Schedule 2, are not complied with, then, provided the vehicle is re-examined at the same vehicle testing station where it failed the examination, the fee payable for the re-examination shall be calculated as if the vehicle was in Class IV or V respectively.

(3C) No fee shall be payable for the re-examination of a vehicle in Class IVA or VA, in respect of which it is found that some or all of the prescribed statutory requirements, other than those referred to in item 28A in paragraph 3A of Schedule 2, are not complied with if—

- (a) the vehicle is re-examined in the circumstances referred to in paragraph (3A)(a); and
- (b) the re-examination relates only to one or more of the matters referred to in paragraph (3A)(b).”

(7) In paragraph (4) for the Table there shall be substituted the following Table—

“TABLE

FEES RELATING TO THE RE-EXAMINATION OF VEHICLES IN CLASS VI

Column 1 <i>Description of Vehicle</i>	Column 2 <i>Normal Fee</i>	Column 3 <i>Out of Hours Fee</i>	Column 4 <i>Designated Premises Fee</i>	Column 5 <i>Out of Hours at Designated Premises Fee</i>
Vehicles in Class VI constructed or adapted to carry more than 16 passengers.	(a) £23.00, if the vehicle is submitted for a further examination within 14 days of the date of the issue of the notice of	(a) £36.70, in the circumstances described in paragraph of the entry in column 2, or (b) £73.40, in any other case.	(a) £26.50, in the circumstances described in paragraph of the entry in column 2, or (b) £52.10, in any other case.	(a) £40.20, in the circumstances described in paragraph of the entry in column 2, or (b) £79.60, in any other case.

Column 1 <i>Description of Vehicle</i>	Column 2 <i>Normal Fee</i>	Column 3 <i>Out of Hours Fee</i>	Column 4 <i>Designated Premises Fee</i>	Column 5 <i>Out of Hours at Designated Premises Fee</i>
	refusal of a test certificate, or (b) £45.90, in any other case.			
Other vehicles in Class VI.	(a) £16.40, if the vehicle is submitted for a further examination within 14 days of the date of the issue of the notice of refusal of a test certificate, or (b) £32.70, in any other case.	(a) £26.40, in the circumstances described in paragraph of the entry in column 2, or (b) £52.70, in any other case.	(a) £19.90, in the circumstances described in paragraph of the entry in column 2, or (b) £38.90, in any other case.	(a) £29.90, in the circumstances described in paragraph of the entry in column 2, or (b) £58.90, in any other case.”

(8) After paragraph (4) there shall be inserted the following paragraphs—

“(4A) Where, on an examination of a vehicle of a description specified in column 1 of the Table, it is found that some or all of the prescribed statutory requirements, including those referred to in item 28A in paragraph 3A of Schedule 2, are not complied with, then the fee payable in respect of a further examination—

- (a) subject to sub-paragraph (c), in a case where the time appointed for the further examination is, at the applicant’s request, out of hours, shall be as shown in column 3 of the Table in relation to a vehicle of that description;
- (b) subject to sub-paragraph (c), in a case where the vehicle testing station appointed for an examination is, at the applicant’s request, one which was designated under section 8(3) of the 1981 Act after 10th April 1995, shall be as shown in column 4 of the Table in relation to a vehicle of that description;

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (c) in a case where both sub-paragraph (a) and (b) apply, shall be as shown in column 5 of the Table in relation to a vehicle of that description, and
- (d) in any other case, shall be as shown in column 2 of the Table in relation to a vehicle of that description.

TABLE

FEEES RELATING TO THE RE-EXAMINATION OF VEHICLES IN CLASS VIA

Column 1 <i>Description of Vehicle</i>	Column 2 <i>Normal Fee</i>	Column 3 <i>Out of Hours Fee</i>	Column 4 <i>Designated Premises Fee</i>	Column 5 <i>Out of Hours at Designated Premises Fee</i>
Vehicles in Class VIA constructed or adapted to carry more than 16 passengers.	(a) £36.10, if the vehicle is submitted for a further examination within 14 days of the date of the issue of the notice of refusal of a test certificate, or (b) £76.90, in any other case.	(a) £49.80, in the circumstances described in paragraph of the entry in column 2, or (b) £104.40, in any other case.	(a) £39.60, in the circumstances described in paragraph of the entry in column 2, or (b) £83.10, in any other case.	(a) £53.30, in the circumstances described in paragraph of the entry in column 2, or (b) £110.60, in any other case.
Other vehicles in Class VIA.	(a) £19.40, if the vehicle is submitted for a further examination within 14 days	(a) £29.40, in the circumstances described in paragraph of the entry in column 2, or	(a) £22.90, in the circumstances described in paragraph of the entry in column 2, or	(a) £32.90, in the circumstances described in paragraph of the entry in column 2, or

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Column 1 <i>Description of Vehicle</i>	Column 2 <i>Normal Fee</i>	Column 3 <i>Out of Hours Fee</i>	Column 4 <i>Designated Premises Fee</i>	Column 5 <i>Out of Hours at Designated Premises Fee</i>
	of the date of the issue of the notice of refusal of a test certificate, or	(b) £62.00, in any other case.	(b) £48.20, in any other case.	(b) £68.20, in any other case.
	(b) £42.00, in any other case.			

(4B) Where, on an examination of a vehicle in Class VIA, it is found that some or all of the prescribed statutory requirements, other than those referred to in item 28A in paragraph 3A of Schedule 2, are not complied with, or when, in the circumstances mentioned in regulation 16, a full examination of the braking system or systems of the vehicle is not carried out, then the fee payable in respect of a further examination shall be calculated in accordance with paragraph (4) above as if the vehicle was in Class VI.”

(9) In paragraph (5) for the words “paragraph (1) and (4)” there shall be substituted the words “paragraphs (1), (4), (4A) and (4B)”.

(10) In paragraph (7) for the words “fee prescribed in paragraph (4)” there shall be substituted the words “fees prescribed by paragraphs (4) and (4B)”.