

SCHEDULE 2

REDUCED POLLUTION CERTIFICATES AND THE REDUCED POLLUTION REQUIREMENTS

Interpretation of Schedule

1.—(1) In this Schedule—

“authorised examiner” means—

- (a) a vehicle examiner appointed by the Secretary of State pursuant to section 66A of the 1988 Act⁽¹⁾;
- (b) a vehicle examiner appointed by the Department of the Environment for Northern Ireland pursuant to Article 74 of the Road Traffic (Northern Ireland) Order 1995⁽²⁾; or
- (c) a person authorised by the Secretary of State to conduct reduced pollution examinations;

“Directive 1999/96” means Directive 1999/96/EC of the European Parliament and of the Council of 13th December 1999 on the approximation of the laws of the Member States relating to measures to be taken against the emission of gaseous and particulate pollutants from compression ignition engines for use in vehicles, and against the emission of gaseous and particulate pollutants from positive ignition engines fuelled with natural gas or liquefied petroleum gas for use in vehicles and amending Council Directive 88/77/EEC⁽³⁾;

“eligible vehicle” means a vehicle which is an eligible vehicle as defined by section 61B(4) of the 1994 Act;

“prescribed adaptation” shall be construed in accordance with paragraph 4(2);

“prescribed fee” means the fee prescribed by paragraph 13;

“rectification notice” has the meaning given by paragraph 9(1);

“reduced pollution examination” means an examination of an eligible vehicle for the purpose of determining whether a reduced pollution certificate should be issued for that vehicle”;

“vehicle identification number” has the same meaning as in regulation 67 of the Road Vehicles (Construction and Use) Regulations 1986⁽⁴⁾ or in regulation 80 of the Motor Vehicles (Construction and Use) Regulations (Northern Ireland) 1999⁽⁵⁾; and

a reference, in whatever terms, to an eligible vehicle which satisfies or does not satisfy the reduced pollution requirements is to an eligible vehicle with respect to which the reduced pollution requirements are, or are not, satisfied.

(2) For the purposes of this Schedule and of regulation 5, a reduced pollution certificate shall be deemed to be issued, and a notice or notification shall be deemed to be given, by an authorised examiner if it is signed by that examiner or on behalf of that examiner by a person authorised by him to sign it on his behalf.

(1) Section 66A was inserted by the Road Traffic Act 1991 (c. 40) section 9(1) and was amended by the Goods Vehicles (Licensing of Operators) Act 1995 (c. 23) Schedule 7, paragraph 11.

(2) S.I. 1995/2994 (N.I. 18).

(3) OJNo. L 044, 16.2.00, page 1.

(4) S.I. 1986/2102, to which there are amendments not relevant to these Regulations.

(5) S.R. 1999/454, to which there are amendments not relevant to these Regulations.