STATUTORY INSTRUMENTS

2010 No. 448

ROAD TRAFFIC

The Goods Vehicles (Plating and Testing) (Amendment) Regulations 2010

Made - - - -	*23rd February 2010*
Laid before Parliament	*2nd March 2010*
Coming into force - -	*1st April 2010*

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 49, 51(1) and 63A of the Road Traffic Act 1988(**a**).

In determining the amount of the fees specified in these Regulations, the Secretary of State has taken into account the costs of the functions listed in paragraphs 28 to 35 of Schedule 1 of the Department of Transport (Fees) Order 2009(**b**) and has taken into account the matters listed in Schedule 2 to that Order in determining the costs of those functions.

In accordance with section 195(2) of that Act he has consulted with such representative organisations as he thinks fit.

Citation and commencement

1. These Regulations may be cited as the Goods Vehicles (Plating and Testing) (Amendment) Regulations 2010 and they come into force on 1st April 2010.

Amendment of Regulations

2. The Goods Vehicles (Plating and Testing) Regulations 1988(**c**) are amended as follows.

Interpretation

3. In regulation 3(1), for paragraph (b) of the definition of "out of hours", substitute—

"(b) on any other day, other than between 6.00 am and 8.00 pm;".

Manner of making application for first examinations or periodical tests, and fees

4. In paragraph (3) of regulation 12, for the Table substitute—

(**a**) 1988 c.52; sections 49 and 51 were amended by the Road Traffic Act 1991 (c.41) Schedule 4, paragraph 54 and Schedule 8. Section 63A was inserted by the Transport Act 1982 (c. 49), section 18.
(**b**) S.I. 2009/711. The relevant provisions in S.I. 2009/711 are articles 5(4) and 9.
(**c**) S.I. 1988/1478; relevant amending instruments are S.I. 1989/1693, 1990/448, 1991/454, 1992/564 and 2447, 1993/2048 and 3013, 1997/82 and 263, 1998/1671, 2000/1433, 2001/1650, 2002/487, 2003/1816, 2004/1873, 2005/2343, 2007/503, 2008/1460 and 2009/799.

"**Table**

Description of vehicle	*Fee where first examination or periodical test is carried out at a vehicle testing station provided by the Secretary of State (£)*	*Fee where the vehicle testing station appointed for the first examination or periodical test is, at the applicant's request, not one provided by the Secretary of State under section 52(2) of the 1988 Act (£)*
Motor vehicle with 2 axles	95.00	95.00
Motor vehicle with 3 axles	120.00	120.00
Motor vehicle with 4 or more axles	145.00	145.00
Trailer with 1 axle	43.00	43.00
Trailer with 2 axles	57.00	57.00
Trailer with 3 or more axles	68.00	68.00"

Fees for re-tests

5. In paragraph (1) of regulation 16, for the Table substitute—

"**Table**

Description of vehicle	*Fee where re-test is carried out at a vehicle testing station provided by the Secretary of State (£)*	*Fee where the vehicle testing station appointed for the re-test is, at the applicant's request, not one provided by the Secretary of State under section 52(2) of the 1988 Act (£)*
Motor vehicle with 2 axles	38.00	38.00
Motor vehicle with 3 axles	53.00	53.00
Motor vehicle with 4 or more axles	70.00	70.00
Trailer with 1 axle	19.00	19.00
Trailer with 2 axles	27.00	27.00
Trailer with 3 or more axles	36.00	36.00"

Further amendments relating to fees

6. In the regulations specified in column (1) of the following Table, for each amount specified in column 2 substitute the amount specified in column (3).

Table

(1) *Regulation*	*(2)* *Existing Amount (£)*	*(3)* *Substituted Amount (£)*
34(1)	26.00	27.00
34(2A)	30.00	27.00
	28.00	27.00
37B(2)	26.00	27.00

Signed by authority of the Secretary of State

Paul Clark
Parliamentary Under Secretary of State
Department for Transport

23rd February 2010

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Goods Vehicles (Plating and Testing) Regulations 1988 ("the 1988 Regulations"). *Regulations 4, 5 and 6* amend the fees prescribed by the 1988 Regulations.

Regulation 3 amends the definition of "out of hours" in regulation 3 of the 1988 Regulations so that normal hours on normal working days extend from 6.00 am to 8.00 pm.

Regulation 4 changes the fee payable on an application for a first examination or periodical test. Table 1 shows fee changes where the first examination or periodical test is carried at a vehicle testing station provided by the Secretary of State (with the percentage increase shown in brackets).

Table 1

Description of vehicle	*Old Fee (£)*	*New Fee (£)*
Motor vehicle with 2 axles	75.00	95.00 (26.7%)
Motor vehicle with 3 axles	99.00	120.00 (21.2%)
Motor vehicle with 4 or more axles	124.00	145.00 (16.9%)
Trailer with 1 axle	35.00	43.00 (22.9%)
Trailer with 2 axles	49.00	57.00 (16.3%)
Trailer with 3 or more axles	60.00	68.00 (13.3%)

Table 2 shows fee changes where the first examination or periodical test is carried out, at the applicant's request, by an authorised testing station not provided by the Secretary of State (with the percentage increase shown in brackets).

Table 2

Description of vehicle	*Old Fee (£)*	*New Fee (£)*
Motor vehicle with 2 axles	82.00	95.00 (15.9%)
Motor vehicle with 3 axles	106.00	120.00 (13.2%)
Motor vehicle with 4 or more axles	131.00	145.00 (10.7%)
Trailer with 1 axle	39.00	43.00 (10.3%)
Trailer with 2 axles	53.00	57.00 (7.5%)
Trailer with 3 or more axles	64.00	68.00 (6.3%)

Regulation 5 changes the fee payable on an application for a re-test carried out within 14 days after the vehicle was submitted for its first examination or periodic test (regulation 16(1) and (3) of the 1988 Regulations). The new fees for re-tests carried out at a vehicle testing station provided by the Secretary of State are shown in Table 3 (with the percentage increase shown in brackets).

Table 3

Description of vehicle	*Old Fee (£)*	*New Fee (£)*
Motor vehicle with 2 axles	37.00	38.00 (2.7%)
Motor vehicle with 3 axles	52.00	53.00 (1.9%)
Motor vehicle with 4 or more axles	69.00	70.00 (1.4%)
Trailer with 1 axle	19.00	19.00 (0.0%)
Trailer with 2 axles	26.00	27.00 (3.8%)
Trailer with 3 or more axles	35.00	36.00 (2.9%)

The new fees for re-tests carried out, at the applicant's request, by an authorised testing facility not provided by the Secretary of State are shown in Table 4 (with the percentage decrease shown in brackets).

Table 4

Description of vehicle	*Old Fee (£)*	*New Fee (£)*
Motor vehicle with 2 axles	41.00	38.00 (-7.3%)
Motor vehicle with 3 axles	56.00	53.00 (-5.4%)
Motor vehicle with 4 or more axles	73.00	70.00 (-4.1%)
Trailer with 1 axle	21.00	19.00 (-9.5%)
Trailer with 2 axles	28.00	27.00 (-3.6%)
Trailer with 3 or more axles	37.00	36.00 (-2.7%)

Regulation 6 makes the following fee changes. In regulation 34(1) of the 1988 Regulations, where there is a request for an amendment to a plating certificate following a notifiable alteration or for a re-examination where a particular contained in a plating certificate is or may be no longer applicable, the fee is increased by 3.8% from £26 to £27. In regulation 34(2A) of the 1988 Regulations, where there is a re-examination following a notifiable alteration or with a view to amendment of a plating certificate where the vehicle testing station is not one provided by the Secretary of State, the fee is decreased, for motor vehicles, by 10% from £30 to £27, and for trailers, by 3.6% from £28 to £27. In regulation 37B(2) of the 1988 Regulations, the fee payable for the alteration of the plated weights (or any of the plated weights) for a vehicle without an examination is increased by 3.8% from £26 to £27.

An impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from the VOSA Corporate Office, Berkeley House, Croydon Street, Bristol BS5 0DA (telephone: 0117 954 3200). A copy has been placed in the library of each House of Parliament. The impact assessment is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website www.opsi.gov.uk.

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