STATUTORY INSTRUMENTS

1971 No. 869

ROAD TRAFFIC

The Motor Vehicles (International Circulation) (Amendment) Order 1971

Laid before Parliament in draft

Made - - - - 25*th May* 1971

Coming into Operation 1*st June* 1971

At the Court at Buckingham Palace, the 25th day of May 1971

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order has in pursuance of section 1(5) of the Motor Vehicles (International Circulation) Act 1952(a) been laid before Parliament and approved by resolution of each House of Parliament:

Now, therefore, Her Majesty, in pursuance of section 1 of the Motor Vehicles (International Circulation) Act 1952 is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and commencement

1. This Order may be cited as the Motor Vehicles (International Circulation) (Amendment) Order 1971 and shall come into operation on 1st June 1971.

Interpretation

2.—(1) In this Order "the principal Order" means the Motor Vehicles (International Circulation) Order 1957(b), as varied by the Motor Vehicles (International Circulation) (Amendment) Order 1962(c), the Motor Vehicles (International Circulation) (Amendment) Order 1969(d) and the Motor Vehicles (International Circulation) (Decimal Currency) Order 1971(e).

(2) The Interpretation Act 1889(f) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Documents for drivers and vehicles going abroad

3. The principal Order shall be varied by substituting for paragraph (2) of Article 1 the following paragraph—

"(2) The Secretary of State for the Environment (hereinafter referred to as "the Secretary of State") may issue for use outside the United Kingdom a

(a) 1952 c. 39.
(b) S.I. 1957/1074 (1957 II, p. 2154).
(c) S.I. 1962/1344 (1962 II, p. 1483).
(d) S.I. 1969/1086 (1969 II, p. 3160).
(e) S.I. 1971/100 (1971 I, p. 186).
(f) 1889 c. 63.

document in the form D in Schedule 1 to this Order for any motor vehicle registered under the Vehicles (Excise) Act 1971(a) or in Northern Ireland under the Vehicles (Excise) Act (Northern Ireland) 1954(b).".

Vehicle excise exemption

4. The principal Order shall be varied by substituting for Article 5 the following Article—

"*Excise exemption and documents for vehicles brought temporarily into Great Britain*

5.—(1) The next following paragraph shall apply to a vehicle brought temporarily into Great Britain by a person resident outside the United Kingdom if the person bringing that vehicle into Great Britain:—

(*a*) satisfies a registration authority that he is resident outside the United Kingdom and that the vehicle is only temporarily in Great Britain, and

(*b*) complies with any regulations made under paragraph (4) of this Article.

(2) A vehicle to which this paragraph applies shall be exempt from any duty of excise under the Excise Act to the following extent:—

(i) a vehicle which would, but for this Order, be chargeable with excise duty under section 1 of the Excise Act and Schedule 1, 2 or 5 thereto, and in respect of which relief from customs duty has been afforded by virtue of Part 2 or Part 7 of the Customs Duty (Personal Reliefs) Order 1970(c) shall be exempt from excise duty for such period, not exceeding one year from the date of importation, as relief from customs duty shall continue to be afforded in respect of that vehicle;

(ii) a vehicle which would, but for this Order, be chargeable with excise duty under section 1 of the Excise Act and Schedule 2 thereto and which is exempt from customs duty by virtue of the Temporary Importation (Commercial Vehicles and Aircraft) Regulations 1961(d) shall be exempt from excise duty for such period from the date of importation as that vehicle may remain so exempt from customs duty;

(iii) a vehicle which, if used for the conveyance of goods or burden, would, but for this Order, be chargeable with excise duty under section 1 of the Excise Act and Schedule 3 or 4 thereto and which is exempt from customs duty by virtue of the Temporary Importation (Commercial Vehicles and Aircraft) Regulations 1961 shall be exempt from excise duty for such period as that vehicle may remain so exempt from customs duty.

(3) A vehicle registered in the Isle of Man and brought temporarily into Great Britain by a person resident outside the United Kingdom shall be exempt from any duty of excise under the Excise Act for a period not exceeding one year from the date of importation, if the person bringing that vehicle into Great Britain:—

(*a*) satisfies a registration authority that he is resident outside the United Kingdom and that the vehicle is only temporarily in Great Britain, and

(a) 1971 c. 10.
(b) (N.I.) 1954 c. 17.
(c) S.I. 1970/558 (1970 I, p. 1793).
(d) S.I. 1961/1523 (1961 II, p. 3163).

(*b*) complies with any regulations made under paragraph (4) of this Article.

(4) The Secretary of State may by regulations provide:—

(*a*) for the furnishing to a registration authority by a person who imports a vehicle to which either of the two last preceding paragraphs applies of such particulars as may be prescribed, and

(*b*) for the recording by a registration authority of any particulars which the Secretary of State may by the regulations direct to be recorded, and for the manner of such recording, and

(*c*) for the production to a registration authority of prescribed documents, and

(*d*) for the registration of vehicles which by virtue of this Article are exempt from excise duty and for the assignment of registration marks to, and for the issue of registration cards for, such vehicles.

(5) The following provisions of the Excise Act, that is to say:—

(*a*) paragraphs (*d*) and (*e*) of section 23(1) as substituted by virtue of section 39(1) of, and paragraph 20 of Part I of Schedule 7 to, the Excise Act (which enable the Secretary of State to make regulations as respects registration books for vehicles in respect of which excise licences are issued), and

(*b*) paragraph (*f*) of the said section 23(1) (which enables the Secretary of State to make regulations as to the display on a vehicle of the registration mark assigned to it), and

(*c*) subsection (1) of section 26 (which relates to forgery of licences, registration marks or registration documents),

shall apply in relation to a registration card issued, or a registration mark assigned, in pursuance of this Article as they apply in relation to a registration book or registration document issued, or a registration mark assigned, under the Excise Act.

(6) If regulations under this Article provide for the assignment of a registration mark on production of some document relating to a vehicle which is exempt from excise duty by virtue of this Article, then paragraph (*d*) of the said section 23(1) shall apply in relation to that document so as to authorise the Secretary of State to make regulations under that section requiring the production of that document for inspection by persons of classes prescribed by regulations made under that section.

(7) Paragraphs (*d*) and (*f*) of the said section 23(1), and subsection (1) of section 26 of the Excise Act shall apply in like manner in relation to a registration card issued, or a registration mark assigned, in pursuance of provisions corresponding to paragraph (4) of this Article in Northern Ireland.

(8) In this Article—

"the Excise Act" means the Vehicles (Excise) Act 1971;

"the date of importation" in relation to a vehicle means the date on which that vehicle was last brought into the United Kingdom;

"registration authority" means the Royal Automobile Club, the Automobile Association, the Royal Scottish Automobile Club, or the Greater

London Council, and references to registration marks shall, where appropriate, include references to nationality signs.".

Schedules

5. The principal Order shall be varied by—

(*a*) in Schedule 1, omitting form C,

(*b*) for Schedule 2, substituting the following Schedule—

"SCHEDULE 2

FEES CHARGEABLE FOR DOCUMENTS AND IDENTIFICATION MARKS

The fee for the issue of the following documents shall be as follows:—

Driving permit in Form A or B	£1
Certificate in Form D	£1
Certificate of maximum load and maximum permissible weight	53 new pence
Assignment of identification mark	53 new pence.".

N. E. Leigh.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order further amends the Motor Vehicles (International Circulation) Order 1957.

The main changes are:—

(1) in place of Article 5 of the 1957 Order a new Article 5 is introduced which—

(*a*) substitutes for the previous references to the Vehicles (Excise) Act 1962 corresponding references to the Vehicles (Excise) Act 1971;

(*b*) substitutes for the reference to the Customs Duty (Personal Reliefs) (No. 2) Order 1968 a reference to Parts 2 and 7 of the Customs Duty (Personal Reliefs) Order 1970, thus making provision for the exemption from vehicle excise duty of vehicles temporarily imported into Great Britain by members of visiting forces or the civilian components of such forces; and

(*c*) makes provision for such exemption for vehicles temporarily imported into Great Britain from the Isle of Man by persons resident outside the United Kingdom;

(2) fees payable for certain international circulation documents are increased.