1987 No. 366

ROAD TRAFFIC AND VEHICLES

Motor Vehicle Testing (Extension) Order (Northern Ireland) 1987

Made . . . . . 14th September 1987

Coming into operation in accordance with Article 3

To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974

The Department of the Environment, in exercise of the powers conferred on it by Article 34(4) of the Road Traffic (Northern Ireland) Order 1981(**a**) and of all other powers enabling it in that behalf, hereby orders and directs as follows:

Citation

1. This Order may be cited as the Motor Vehicle Testing (Extension) Order (Northern Ireland) 1987.

Interpretation

2. In this Order—

"ambulance" means a motor vehicle which is constructed or adapted, and primarily used, for the carriage of persons to a place where they will receive, or from a place where they have received, medical or dental treatment, and which, by reason of design, marking or equipment is readily identifiable as a vehicle so constructed or adapted;

"the Order" means the Road Traffic (Northern Ireland) Order 1981.

Commencement

3. This Order shall come into operation—

(1) in relation to vehicles to which Article 4(1) applies—

(*a*) on 1st November 1987 for vehicles first registered before 1st November 1981;

(*b*) on the 6th anniversary of the date of first registration for vehicles first registered on or after 1st November 1981 and before 1st November 1982;

(*c*) on 1st November 1987 for vehicles first registered on or after 1st November 1982;

(*d*) on 1st January 1988 for vehicles to which Article 34(2)(*b*) of the Order applies;

(a) S.I. 1981/154 (N.I. 1) as varied by S.R. 1985 No. 3 Art. 3

(2) on 1st November 1987 in relation to vehicles to which Article 4(2) applies.

Extension of the Order

4.—(1) Subject to paragraph (2), Article 34(2) and (6)(*c*) of the Order shall have effect with the substitution, for 7 years, of 5 years.

(2) In relation to an ambulance, Article 34(2) and (6)(*c*) of the Order shall continue to have effect with the substitution, for 7 years, of 1 year.

Revocation

5. The Motor Vehicle Testing (Extension) Order (Northern Ireland) 1985(**a**) is hereby revoked.

Sealed with the Official Seal of the Department of the Environment on 14th September 1987.

(L.S.) *Trevor Pearson*
Assistant Secretary

(a) S.R. 1985 No. 3

EXPLANATORY NOTE

(This note is not part of the Order.)

Article 34 of the Road Traffic (Northern Ireland) Order 1981 (the Order) as varied by the Motor Vehicle Testing (Extension) Order (Northern Ireland) 1985 (S.R. 1985 No. 3) requires, subject to certain exceptions, that motor vehicles other than ambulances, registered or manufactured more than 6 years ago and ambulances registered or manufactured more than 1 year ago are not to be used on a road unless a valid vehicle test certificate has been issued by the Department of the Environment.

This Order further varies the application of Article 34 so that motor vehicles other than ambulances, registered or manufactured more than 5 years ago are required to be tested. It comes into operation at different times, so that—

(*a*) a vehicle, first registered before 1st November 1981 may not be used on a road on or after 1st November 1987 unless a test certificate has been issued for the vehicle within the preceding twelve months;

(*b*) a vehicle, first registered on or after 1st November 1981 and before 1st November 1982 may not be used on a road on or after the 6th anniversary of its first registration unless a test certificate has been issued for the vehicle within the preceding twelve months;

(*c*) a vehicle which was first registered on or after 1st November 1982 may not be used on a road on or after 1st November 1987 or the 5th aniversary of its first registration, whichever is the later, unless a test certificate has been issued for the vehicle;

(*d*) a vehicle having been used on a road (in Northern Ireland or elsewhere) before being registered in Northern Ireland and having reached the 5th anniversary of its date of manufacture as determined by Article 34(9) of the Order may not be used on a road on or after 1st January 1988 unless a test certificate has been issued within the preceding twelve months.

This Order also re-enacts the provision that an ambulance:—

(*a*) to which Article 34(2)(*a*) applies, on or after the 1st anniversary of its first registration in Northern Ireland, or

(*b*) to which Article 34(2)(*b*) and (6)(*c*) applies, on or after the 1st anniversary of its date of manufacture as determined by Article 34(9) of the Order

may not be used on a road unless a test certificate has been issued for the vehicle within the preceding twelve months.