1971 No. 165

ROAD TRAFFIC

The Motor Vehicles (Tests) (Amendment) Regulations 1971

Made - - -	1*st February* 1971
Laid before Parliament	10*th February* 1971
Coming into Operation	15*th February* 1971

The Secretary of State for the Environment, in exercise of his powers under section 65(1) and (6) of the Road Traffic Act 1960(**a**) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 260(2) of the said Act of 1960, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Motor Vehicles (Tests) (Amendment) Regulations 1971 and shall come into operation on the 15th February 1971.

(2) The Interpretation Act 1889(**b**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

2. The Motor Vehicles (Tests) Regulations 1968(**c**) as amended (**d**) shall have effect as though—

(1) in Regulation 19(1) for the fees shown as "seventeen shillings and sixpence" and "twenty-five shillings" there were substituted respectively the fees of "87 new pence" and "£1·25" ;

(2) in Regulation 23(2) for the fee shown as "two shillings and sixpence" there were substituted a fee of "13 new pence" ;

(3) in Regulation 25(2) for the words "of one shilling and threepence for each form of test certificate" there were substituted the words "at the rate of £6·25 for the supply of 100 forms of test certificate" ;

(4) for paragraph (3) of Regulation 27 there were substituted the following paragraph—

> "(3) The Secretary of State may in respect of unissued forms of test certificate which are returned to him as having been cancelled because they have been spoilt or defaced make an appropriate refund to the authorised examiner or designated council by whom the forms are so returned." ;

(**a**) 8 & 9 Eliz. 2. c. 16.
(**b**) 52 & 53 Vict. c. 63.
(**c**) S.I. 1968/1714 (1968 III, p. 4607).
(**d**) S.I. 1969/1171 (1969 II, p. 3443).

(5) in Schedule 2, in paragraph (4) for the words "in sub-paragraphs (*b*)" there were substituted the words "in sub-paragraphs (*a*)";

(6) In Schedule 5—

(*a*) in Part I for the amounts shown in column 2 of the Table as "17s. 6d.", "25s. 0d.", "16s. 3d." and "23s. 9d." there were substituted respectively "87 new pence", "£1·25", "81 new pence" and £1·19";

(*b*) in Part II,

(i) in paragraph 2 for the definition of "earlier examination" there were substituted the following definition—

"'earlier examination' means an examination of a motor vehicle in respect of which a fee of £1·19 or 81 new pence has been paid in accordance with the provisions of Parts I and III of this Schedule and includes such an examination in respect of which prior to 15th February 1971 a fee of 23s. 9d. or 16s. 3d. was paid in accordance with the said provisions as then applicable;";

(ii) in proviso (*a*) to paragraph 4. for the words "four shillings" and "six shillings" there were substituted respectively the words "20 new pence" and "30 new pence";

(iii) in proviso (*b*) to paragraph 4. for the amounts of "4s. 0d." and "6s. 0d." there were substituted respectively the amounts of "20 new pence" and "30 new pence";

(iv) for the Table therein contained there were substituted the following Table:—

"TABLE

1 Description of examination	2 Amount of Fee
1. Examiner's re-test of a motor cycle not having a sidecar attached thereto, where a test certificate is issued where, after an earlier examination, no test certificate was issued because the prescribed statutory requirements were not complied with in respect of—	
(i) one of the relevant items	66 new pence*
(ii) two of the relevant items	46 new pence*
(iii) three of the relevant items...	26 new pence*
2. Examiner's re-test of any other motor vehicle to which these Regulations apply where a test certificate is issued where, after an earlier examination, no test certificate was issued because the prescribed statutory requirements were not complied with in respect of—	
(i) only the seat belt requirements	£1·25
(ii) one of the relevant items	96 new pence*
(iii) two of the relevant items	66 new pence*
(iv) three of the relevant items...	36 new pence*
3. Examiner's re-test of a motor cycle not having a sidecar attached thereto, where a test certificate is not issued where, after an earlier examination, no test certificate was issued because the prescribed statutory requirements were not complied with in respect of—	
(i) one of the relevant items	60 new pence*
(ii) two of the relevant items	40 new pence*
(iii) three of the relevant items...	20 new pence
4. Examiner's re-test of any other motor vehicle to which these Regulations apply where a test certificate is not issued where, after an earlier examination, no test certificate was issued because the prescribed statutory requirements were not complied with in respect of—	
(i) only the seat belt requirements	£1·19
(ii) one of the relevant items	90 new pence*
(iii) two of the relevant items	60 new pence*
(iv) three of the relevant items...	30 new pence
5. Examiner's special re-test of any motor vehicle to which these Regulations apply, where a test certificate is issued.	6 new pence."

Signed by authority of the Secretary of State.

John Peyton,
Minister for Transport Industries
Department of the Environment.

1st February 1971.

EXPLANATORY NOTE

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

These Regulations further amend the Motor Vehicles (Tests) Regulations 1968 by making minor amendments therein and expressing the various fees payable under those Regulations in decimal currency.