STATUTORY INSTRUMENTS

1982 No. 1550

ROAD TRAFFIC

The Motor Vehicles (Tests) (Extension) Order 1982

Made - - - -	14*th June* 1982
Laid before Parliament	23*rd June* 1982
Coming into Operation	9*th November* 1982

The Secretary of State for Transport, being a Minister designated (**a**) for the purposes of section 2(2) of the European Communities Act 1972 (**b**) in relation to the testing of the roadworthiness of motor vehicles and their trailers, and in exercise of the powers conferred by section 44(5) of the Road Traffic Act 1972 (**c**) and now vested in him (**d**), and of all other enabling powers, hereby makes the following Order:—

1. This Order may be cited as the Motor Vehicles (Tests) (Extension) Order 1982.

2. This Order shall come into operation on the fifteenth day after the day on which it is approved by resolution of each House of Parliament.

3. The Motor Vehicles (Tests) (Extension) Order 1966 (**e**) and the Motor Vehicles (Tests) (Extension) Order 1981 (**f**) are hereby revoked.

4. Pursuant to the provisions of section 2(2) of the European Communities Act 1972, section 44(2)(a) of the Road Traffic Act 1972 shall have effect on and after 1st January 1983 with the substitution of one year for ten years as respects a vehicle being:—

(i) a motor vehicle used for the carriage of passengers and with more than 8 seats, excluding the driver's seat, or

(ii) a taxi (as defined in section 64(3) of the Transport Act 1980 (**g**)), being a vehicle licensed to ply for hire, or

(iii) an ambulance, that is to say 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.

5. Pursuant to the provisions of section 44(5) of the Road Traffic Act 1972, section 44(2)(a) of that Act shall have effect with the substitution of three years for ten years as respects a vehicle other than one of a kind mentioned in Article 4 above.

(**a**) S.I. 1977/1718.
(**b**) 1972 c.68.
(**c**) 1972 c.20.
(**d**) S.I. 1979/571 and 1981/238.
(**e**) S.I. 1966/973.
(**f**) This Order, not having been approved by Parliament, was never registered.
(**g**) 1980 c.34.

David Howell,
Secretary of State for Transport.

14th June 1982.

EXPLANATORY NOTE

(This Note is not part of the Order.)

1. Section 44(1) of the Road Traffic Act 1972, as extended by the Motor Vehicles (Tests) (Extension) Order 1966, makes it an offence to use on a road at any time a motor vehicle to which that section applies and which was first registered under the Vehicles (Excise) Act 1971 (c. 10), the Vehicles (Excise) Act 1949 (c. 89) or the Roads Act 1920 (c. 72) not less than 3 years previously, unless a test certificate has been issued as respects that vehicle within the preceding twelve months.

2. This Order revokes the Motor Vehicles (Tests) (Extension) Order 1966 and extends the application of section 44(1)—

(a) in exercise of powers under section 2(2) of the European Communities Act 1972, to motor vehicles of a kind mentioned in Article 4 first registered not less than one year previously; and

(b) in exercise of powers given by section 44(5) of the Road Traffic Act 1972, to other motor vehicles to which section 44(1) of that Act applies first registered not less than three years previously.

3. The classes of vehicles specified in Article 4 are those specified in Annex 1 to Council Directive 77/143/EEC of 29th December 1976 on the approximation of laws of the Member States relating to roadworthiness tests for motor vehicles and their trailers in so far as those vehicles are vehicles to which section 44 of the Road Traffic Act 1972 applies.

4. This Order also revokes the Motor Vehicles (Tests) (Extension) Order 1981. That Order, not having been approved by Parliament, was never registered.

SI 1982/1550
ISBN 0-11-027550-0

