

Changes to legislation: Transport Act 1978, Schedule 3 is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3 **E+W+S**

Section 9(1).

AMENDMENTS ABOUT LORRIES

Modifications etc. (not altering text)

- C1** The text of ss. 9, 15(5), 16, 22, 24(4) and Schs. 3 and 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

A.— . . . ^{F1}

Textual Amendments

- F1** Sch. 3 Part A repealed by [Road Traffic \(Consequential Provisions\) Act 1988 \(c. 54, SIF 107:1\)](#), s. 3, [Sch. 1 Part I](#) (with [Sch. 4 paras. 1–3](#))

B. ROAD TRAFFIC (FOREIGN VEHICLES) ACT 1972 (c. 27)

- 8 In section 1 (stopping and checking foreign vehicles for mechanical defect, overload, etc.), after subsection (5) insert—

“(6) In the case of a goods vehicle—

- (a) a prohibition under subsection 2(b) above, by reference to a supposed contravention of—
- (i) section 40 of the Road Traffic Act 1972 (construction, weight, equipment etc. of moter vehicles and trailers),
 - (ii) any of sections 68 to 73 and 76 to 79 of that Act (lights, overhanging or projecting load, etc.), or
 - (iii) regulations under any of the sections of that Act referred to above in this paragraph,

may be imposed with a direction making it irremovable unles and until the vehicle has been inspected at an official testing station;

- (b) a prohibition imposed under subsection (3) above may be against driving the vehicle on a road until the weight has been reduced and official notification has been given to whoever is for the time being in charge of the vehicle that it is permitted to proceed.

- (7) Official notification for the purposes of subsection (6)(b) above must be in writing and be given by an authorised person and may be withheld until the vehicle has been weighed or re-weighed in order to satisfy the person giving the notification that the weight has been sufficiently reduced.”

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- 9 In section 2 (enforcement etc. of prohibitions under section 1 of the Act), after subsection (3) insert—
- “(3A) If the prohibition under section 1 of this Act has been imposed with a direction under subsection (6)(a) of that section, the prohibition shall not then be removed under subsection (3) above unless and until the vehicle has been inspected at an official testing station.
- (3B) In the case of vehicles brought to an official testing station for inspection with a view to removal of a prohibition, section 58(5A) of the Road Traffic Act 1972 (fees for inspection) applies.”
- 10 In section 7(1) (interpretation) after the definition of “goods vehicle” insert—
- ““official testing station” means a testing station maintained by the Secretary of State under section 58(5) of the Road Traffic Act 1972”.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 21A by [2000 c. 38 s. 274Sch. 31 Pt. 4](#)