

Changes to legislation: Transport Act 1982 is up to date with all changes known to be in force on or before 13 July 2023. 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

^{F1}SCHEDULES 1—3

Textual Amendments

- F1** Schs. 1, 2 and 3 repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 3, 5, Sch. 1 Pt. I, **Sch. 4 paras. 1–3**

.....
F1

^{F2}SCHEDULE 4

Textual Amendments

- F2** Sch. 4 repealed (1.1.1996) by 1995 c. 23, s. 60(2), **Sch. 8 Pt. I** (with ss. 54, 55); S.I. 1995/2181, **art. 2**

SCHEDULE 5

Section 74.

MINOR AND CONSEQUENTIAL AMENDMENTS

1—4. ^{F3}

Textual Amendments

- F3** Sch. 5 paras. 1–4 repealed by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1), s. 146, **Sch. 14**

Transport Act 1968 (c. 73)

PROSPECTIVE

- 5 (1) [^{F4}The powers of the [^{F5} Scottish Transport Group] under section 48(2) of the ^{M2}Transport Act 1968 shall include power to make premises held by them available for the exercise by authorised inspectors within the meaning of Part II of this Act of their functions; and, accordingly, that power shall be treated for the purposes of section 52 of the Transport Act 1968 as conferred by section 48(2).]

^{F6}(2)

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F7 6

Textual Amendments
F7 Sch. 5 para. 6 repealed (1.1.1996) by 1995 c. 23, s. 60(2), Sch. 8 Pt. I (with ss. 54, 55); S.I. 1995/2181, art. 2.

7—16. F8

Textual Amendments
F8 Sch. 5 paras. 7–16, 17(1) repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 3, 5, Sch. 1 Pt. I, Sch. 4 paras. 1–3

Road Traffic (Foreign Vehicles) Act 1972 (c. 27)

PROSPECTIVE

17 (1) F9

- (2) In section 7 of that Act (interpretation)—
 - (a) in subsection (1), at the end of the definition of “official testing station” there shall be added the words “or premises designated by him under section 10(12) of the Transport Act 1982”; and
 - (b) at the end of that subsection there shall be added the following subsection—
 - “(1A) References in any provision of this Act to an authorised inspector are references to a person authorised by the Secretary of State under section 8 of the Transport Act 1982 to exercise the function to which that provision relates.”.

Textual Amendments
F9 Sch. 5 paras. 7–16, 17(1) repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 3, 5, Sch. 1 Pt. I, Sch. 4 paras. 1–3

Modifications etc. (not altering text)
C1 The text of ss. 10(2)–(9), 11, 18, 19(1)(3), 20, 21(3)–(5), 22, 23(3)(4), 24, 65, 67, 68, Sch. 4, Sch. 5 paras. 17(2), 20, 21–23 and Sch. 6 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.

18, 19. F10

Textual Amendments
F10 Sch. 5 paras. 18, 19 repealed by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1), s. 146, Sch. 14

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PROSPECTIVE

House of Commons Disqualification Act 1975 (c. 24)

20 In Part III of Schedule 1 to the House of Commons Disqualification Act 1975 the following entry shall be inserted in the appropriate place—

“Director of any company eligible for loans under section 13 of the Transport Act 1982 (loans to Government-controlled company interested in former Government testing stations).”.

Modifications etc. (not altering text)

- C2** The text of ss. 10(2)–(9), 11, 18, 19(1)(3), 20, 21(3)–(5), 22, 23(3)(4), 24, 65, 67, 68, Sch. 4, Sch. 5 paras. 17(2), 20, 21–23 and Sch. 6 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.

PROSPECTIVE

Public Passenger Vehicles Act 1981 (c. 14)

^{F11}21

Textual Amendments

- F11** Sch. 5 para. 21 repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 83, Sch.8; S.I. 1992/1286, art. 2,Sch.

22 In section 52(1)(a) of that Act (fees for grant of licence), for sub-paragraph (ii) there shall be substituted the following sub-paragraph—

“(ii) applications for certificates of initial fitness under section 6 of this Act which are required by regulations to be made to [^{F12}a traffic commissioner] and the issue of certificates on such applications;”.

Textual Amendments

- F12** Words in Sch. 5 para. 22 substituted (3.7.2013) by virtue of The Local Transport Act 2008 (Traffic Commissioners) (Consequential Amendments) Order 2013 (S.I. 2013/1644), art. 1(1), Sch. 1 (with arts. 1(3), 2, 7)

Modifications etc. (not altering text)

- C3** The text of ss. 10(2)–(9), 11, 18, 19(1)(3), 20, 21(3)–(5), 22, 23(3)(4), 24, 65, 67, 68, Sch. 4, Sch. 5 paras. 17(2), 20, 21–23 and Sch. 6 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.

23 In section 82 of that Act (general interpretation provisions)—

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(a) in subsection (1), after the definition of “prescribed” there shall be inserted the following definition—

““prescribed testing authority” means such person authorised by the Secretary of State under section 8 of the Transport Act 1982 to carry on a vehicle testing business within the meaning of Part II of that Act as may be prescribed” and

(b) the following subsection shall be inserted after subsection (1)—

“(1A) References in any provision of this Act to an authorised inspector are references to an authorised inspector under section 8 of the Transport Act 1982 and, where the function to which that provision relates is one of those specified in section 9 of that Act (testing and surveillance functions), are limited to an authorised inspector authorised under section 8 to exercise that function.”.

Modifications etc. (not altering text)

C4 The text of ss. 10(2)–(9), 11, 18, 19(1)(3), 20, 21(3)–(5), 22, 23(3)(4), 24, 65, 67, 68, Sch. 4, Sch. 5 paras. 17(2), 20, 21–23 and Sch. 6 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.

24 The power conferred by section 87 of that Act to repeal section 10 of that Act and certain connected provisions by order includes power to make such other amendments in that Act and such amendments in this Act as are required in consequence of the repeal.

Transport Act 1981 (c. 56)

25 . . . **F13**

Textual Amendments

F13 Sch. 5 para. 25 repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 3, 5, Sch. 1 Pt. I, **Sch. 4 paras. 1–3**

26 **F14**

Textual Amendments

F14 Sch. 5 para. 26 repealed by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 3, 5, Sch. 1 Pt. I, **Sch. 4 paras. 1–3**

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SCHEDULE 6

Section 74.

REPEALS

Modifications etc. (not altering text)

- C5** The text of ss. 10(2)–(9), 11, 18, 19(1)(3), 20, 21(3)–(5), 22, 23(3)(4), 24, 65, 67, 68, Sch. 4, Sch. 5 paras. 17(2), 20, 21–23 and Sch. 6 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.

Chapter	Short title	Extent of repeal
1967 c. 76.	Road Traffic Regulation Act 1967.	Section 72(2) and (4). Section 80. Section 81(4). In section 87, the word “80”. In section 107(2), the words from “This subsection” to the end.
1968 c. 73.	Transport Act 1968.	In section 59, in subsection (1) the words “and by Schedule 9 thereto”, and in subsection (2) the words “and the said Schedule”. Section 62(3). In section 63, in subsection (1) the words “Subject to subsection (2) of this section” and subsection (2). Section 64(2)(b). Section 65. In section 67(5), the words from “and a licence” to the end. In section 68, subsections (1) (c) and (4)(a). In section 69, in subsection (1)(a) the words “section 65 of this Act or”, and in subsection (4)(b) the words “or Schedule 9 thereto” in sub-paragraphs (i) and (ii).

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In section 82(6), the words “or Schedule 9 thereto”.

In section 84, the words “or a transport manager’s licence” in paragraphs (a) and (d).

In section 87, the words “or Schedule 9 thereto” in subsections (1) and (4) and in paragraphs (b) and (c) of subsection (5).

In section 88, the words “or Schedule 9 thereto” in subsections (1) and (3) and the words “and Schedule 9 thereto” in subsection (2).

In section 89, in subsection (1) the words from “and in respect” to the end and in subsection (2) the words “or Schedule 9 thereto”.

In section 90, the words “and Schedule 9 thereto” in subsections (1) and (3)(b).

In section 91, in subsection (7) the words “or Schedule 9 thereto” and in subsection (8) the words “or the said Schedule 9”.

In section 92, the words “and Schedule 9 thereto” in subsections (1) and (5).

Section 94(3).

Section 131(1) to (3).

Schedule 9.

1972 c. 20.

Road Traffic Act 1972.

In section 45—

(a) subsection (4);

(b) in subsections (5), (6)(g), (8) and (9), the words “or (4)”; and

(c) in subsection (6)(c)(i), the words “and (4)”.

In section 50(1)(c) the words “and (4)”.

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		Section 188(4)(b).
		In Schedule 7, the paragraphs amending, respectively, section 80(1)(a) and (e) of the Road Traffic Regulation Act 1967.
1973 c. 44.	Heavy Commercial Vehicles (Controls and Regulations) Act 1973.	Section 1(7).
1974 c. 50.	Road Traffic Act 1974.	Section 1. In section 3— (a) in subsection (1)(a), the words “section 1(6) or”; (b) in subsection (2), the words “section 1 or, as the case may be”; (c) subsection (3)(a); (d) in subsection (4), the words “section 1, or as the case may be”; and (e) in subsection (5), the words “section 1(6) or,” in the first place where they occur, and the words “section 1(6) or, as the case may be”. In section 4— (a) in subsection (1), the words “section 1(8) or”; and (b) in subsection (4)— (i) the words “with any such offence as is specified in section 1(1)(b) above or”; and (ii) in paragraph (a), the words “section 1(6) or”; and (c) subsection (5). In section 5— (a) in subsection (1)— (i) in the definition of “appropriate period” the words “section 1(6) or”;

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		(ii) paragraph (a) of the definition of “driver”;
		(iii) the definitions of “fixed penalty” and “fixed penalty notice”; and
		(iv) paragraph (a) of the definition of “relevant time”;
		(b) in subsection (5), the words “section 1(6) or”; and
		(c) in subsection (8), the words “1(7) or” and “1(6) or”.
		In Part II of Schedule 2, paragraph 16.
		In Part II of Schedule 5, the entry relating to section 80(8).
		In Part III of Schedule 5, the entry relating to section 44(1).
		In Schedule 6, paragraph 8.
1977 c. 45.	Criminal Law Act 1977.	In Schedule 12, paragraph 3 of the entry relating to the Road Traffic Regulation Act 1967.
1978 c. 55.	Transport Act 1978.	In Schedule 3, paragraphs 3 and 5.
1979 c. 55.	Justices of the Peace Act 1979.	In Schedule 2, paragraph 15.
1980 c.34.	Transport Act 1980.	In section 66(2), the words from “and” in the second place where it occurs to the end.
1980 c. 62.	Criminal Justice (Scotland) Act 1980.	Section 31.
1981 c. 14.	Public Passengers Vehicles Act 1981.	In section 9(8), the words from “and a person aggrieved” to the end. In Schedule 7, paragraph 13 and, in paragraph 14, the words “58(2)” and “173(2)”.

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Changes and effects yet to be applied to :

- s. 8(7)(a) words inserted by [1999 c. 12 Sch. para. 1\(2\)\(a\)](#)
- s. 8(7)(b) words inserted by [1999 c. 12 Sch. para. 1\(2\)\(b\)](#)
- s. 10(2)(a) words substituted by [1999 c. 12 Sch. para. 2\(a\)](#)
- s. 70(2)(b) words repealed by [2009 c. 24 Sch. 7 Pt. 1](#)

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

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

- s. 10(2)(b)-(d) substituted for s. 10(2)(b)(c) by [1999 c. 12 Sch. para. 2\(c\)](#)
- s. 10(2)(aa) inserted by [1999 c. 12 Sch. para. 2\(b\)](#)
- s. 70(2)(a)(iA) repealed by [2012 c. 5 Sch. 14 Pt. 9](#)