



# Road Traffic Act 1988

## 1988 CHAPTER 52

### PART III

#### LICENSING OF DRIVERS OF VEHICLES

##### *Miscellaneous*

#### 105 Regulations

- (1) The Secretary of State may make regulations for any purpose for which regulations may be made under the provisions of this Part of this Act and the relevant provisions of the Road Traffic Offenders Act 1988 and for prescribing anything which may be prescribed under any of those provisions, and otherwise for the purpose of carrying any of those provisions into effect.
- (2) In particular, but without prejudice to the generality of subsection (1) above, the regulations may make provision with respect to—
  - (a) licences,
  - (b) making any particulars with respect to any persons who are disqualified or whose licences are suspended or endorsed available for use by the police,
  - (c) preventing a person holding more than one licence,
  - (d) facilitating identification of holders of licences,
  - (e) providing for the issue of a new licence in the place of a licence lost or defaced on payment of such fee as may be prescribed,
  - (f) the effect of a change in the classification of motor vehicles for the purposes of this Part of this Act on licences then in force or issued or on the right to or the subsequent granting of licences, and
  - (g) enabling a person—
    - (i) whose entitlement to the grant of a licence to drive a class of motor vehicle is preserved by regulations made by virtue of paragraph (f) above, and
    - (ii) who satisfies such conditions as may be prescribed,

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*Status: This is the original version (as it was originally enacted).*

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to drive (and be employed in driving) that class of motor vehicle while he applies for the licence to be granted to him,  
and different regulations may be made as respects different classes of vehicles or as respects the same class of vehicles in different circumstances.

- (3) The regulations may—
- (a) make different provision for different circumstances,
  - (b) provide for exemptions from any provision of the regulations, and
  - (c) contain such incidental and supplemental provisions as the Secretary of State considers expedient for the purposes of the regulations,
- and nothing in the other provisions of this Part of this Act shall be construed as prejudicing the generality of the preceding provisions of this subsection.
- (4) Any fee prescribed under this Part of this Act shall be of an amount approved by the Treasury, and different fees may be prescribed for different circumstances.
- (5) In subsection (1) above “the relevant provisions of the Road Traffic Offenders Act 1988” means the following provisions of that Act: sections 2, 7, 8, 23 to 26, 27, 31 and 34 to 48.