



Road Traffic (New Drivers) Act 1995

1995 CHAPTER 13

Revocation of licences and re-testing

4 Re-testing.

(1) Subject to subsection (5) and section 5, the Secretary of State may not under Part III of the ^{M1}Road Traffic Act 1988 grant a person whose licence has been revoked under [^{F1}section 3] a full licence to drive any class of vehicles in relation to which the revoked licence was issued as a full licence [^{F2}or (as the case may be) full Northern Ireland licence] unless he satisfies the Secretary of State that within the relevant period he has passed a relevant driving test.

[^{F3}(1A) Subject to subsection (5), the Secretary of State may not under that Part grant a person whose Northern Ireland licence has been revoked under a provision of Northern Ireland law corresponding to section 3(1) a full licence to drive any class of vehicles in relation to which the revoked licence was issued as a full Northern Ireland licence unless he satisfies the Secretary of State as mentioned in subsection (1).]

(2) In this section “relevant driving test” means, in relation to a person whose licence has been revoked, any test which—

- (a) falls within paragraph (a) or (b) of section 1(2); and
- (b) is a test of competence to drive any vehicle included in any class of vehicles in relation to which the revoked licence was issued as a full licence [^{F4}or (as the case may be) full Northern Ireland licence].

(3) If the Secretary of State grants a full licence to a person who is required to pass a relevant driving test in order to be granted that licence, the licence granted must (subject to section 92 and Part IV of the ^{M2}Road Traffic Act 1988) be one authorising that person to drive all the classes of vehicles in relation to which the revoked licence was issued as a full licence [^{F5}or (as the case may be) full Northern Ireland licence].

(4) In subsection (1) “the relevant period” means the period beginning—

- (a) after the date of the revocation of the licence; and
- (b) not more than two years before the date on which the application for the full licence is made.

Changes to legislation: There are currently no known outstanding effects for the Road Traffic (New Drivers) Act 1995, Section 4. (See end of Document for details)

- (5) [^{F6}Subsections (1) and (1A) do] not apply to a person whose licence has been revoked under [^{F7}section 3 or whose Northern Ireland licence has been revoked under a provision of Northern Ireland law corresponding to section 3(1)] if, before he passes a relevant driving test, an order is made in relation to him under section 36 of the ^{M3}Road Traffic Offenders Act 1988 (disqualification until test is passed).

Textual Amendments

- F1** Words in s. 4(1) substituted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(a\)\(i\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F2** Words in s. 4(1) inserted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(a\)\(ii\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F3** S. 4(1A) inserted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(b\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F4** Words in s. 4(2) inserted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(c\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F5** Words in s. 4(3) inserted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(c\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F6** Words in s. 4(5) substituted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(d\)\(i\)](#); S.I. 2004/2624, art. 2(1)(2)(b)
- F7** Words in s. 4(5) substituted (11.10.2004) by [Crime \(International Co-operation\) Act 2003 \(c. 32\), s. 94\(1\), Sch. 5 para. 48\(d\)\(ii\)](#); S.I. 2004/2624, art. 2(1)(2)(b)

Marginal Citations

- M1** 1988 c. 52.
- M2** 1988 c. 52.
- M3** 1988 c. 53.

Changes to legislation:

There are currently no known outstanding effects for the Road Traffic (New Drivers) Act 1995, Section 4.