



Local Transport Act 2008

2008 CHAPTER 26

PART 7

MISCELLANEOUS PROVISIONS

Goods vehicles

125 Vehicles authorised to be used under operator's licence

- (1) In section 5 of the Goods Vehicles (Licensing of Operators) Act 1995 (c. 23) (vehicles authorised to be used under operator's licence)—
 - (a) in subsection (6), for “a prescribed fee” substitute “ the prescribed fee (if any) ”;
 - (b) in subsection (7), after “the prescribed fee” insert “ (if any) ”.
- (2) Section 263 of the TA 2000 (addition of specified vehicles to operator's licence) is amended as follows.
- (3) In the subsection (6) that is to be substituted for section 5(6) of the Goods Vehicles (Licensing of Operators) Act 1995—
 - (a) in the opening words, after “is not authorised to be used under that licence by virtue of subsection (1)” insert “ on or after the relevant day ”;
 - (b) in paragraph (b), for “a prescribed fee” substitute “ the prescribed fee (if any) ”.
- (4) After that subsection insert—

“(6A) For the purposes of subsection (6) “the relevant day” is the latest of the following days—

 - (a) the day on which the vehicle was first in the lawful possession of the licence holder,
 - (b) the day on which the licence came into force,
 - (c) if a day not more than one month after the later of those days is prescribed for the purpose, the day so prescribed.”.

Changes to legislation: Local Transport Act 2008, Cross Heading: Goods vehicles is up to date with all changes known to be in force on or before 22 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

Commencement Information

I1 S. 125 in force at 9.2.2009 by [S.I. 2009/107, art. 2\(1\)](#), [Sch. 1 Pt. 1](#)

126 Vehicles used without operator's licence: power to return detained vehicles

- (1) Schedule 1A to the Goods Vehicles (Licensing of Operators) Act 1995 (c. 23) (detention of vehicles used without operator's licence) is amended as follows.
- (2) For paragraph 8 (power to make regulations for return of detained vehicle) substitute—

“8 Regulations may make provision authorising a vehicle detained by virtue of paragraph 2 to be returned to the owner, in prescribed circumstances, without the need for any application under paragraph 9.”

Commencement Information

I2 S. 126 partly in force; s. 126 in force at Royal Assent for specified purposes, see s. 134(1)(c)

I3 S. 126 in force at 9.2.2009 in so far as not already in force by [S.I. 2009/107, art. 2\(1\)](#), [Sch. 1 Pt. 1](#)

Changes to legislation:

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[View outstanding changes](#)

Commencement Orders yet to be applied to the Local Transport Act 2008

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/579 art. 2](#) commences (2008 c. 26)
- [S.I. 2009/3294 art. 2](#) commences (2008 c. 26)