

SCHEDULE 1

Regulations 3(1), 5(1), 12(2)

APPLICATION OF REGULATIONS-SUPPLEMENTAL PROVISIONS

Vehicles entering into service in very low numbers

- 1.—(1) A vehicle meets the requirements of this paragraph at a particular time if—
- (a) since the 31st December immediately preceding that time less than 50 relevant Minister’s approval certificates have been issued with respect to vehicles of the relevant class;
 - (b) since the 31st December immediately preceding the beginning of the five year period less than 100 relevant Minister’s approval certificates have been issued with respect to vehicles of the relevant class; and
 - (c) no certificate of a kind specified in sub-paragraph (2) is in force with respect to a vehicle of the relevant class or the vehicle in question.

- (2) The certificates referred to in sub-paragraph (1)(c) are—
- (a) a certificate of conformity;
 - (b) a Minister’s approval certificate in a form prescribed by regulation 14 of the 1982 Regulations or regulation 9 of the 1984 Regulations; or
 - (c) an EC certificate of conformity.

(3) Notwithstanding anything in sub-paragraph (1), for the purposes of these Regulations, a vehicle shall be deemed to meet the requirements of this paragraph if a Minister’s approval certificate has been issued with respect to it in a form prescribed by regulation 12 and that certificate contains the letter “V” pursuant to paragraph (2)(a) of that regulation.

(4) For the purposes of this paragraph, a vehicle is a vehicle of the relevant class if it is not the vehicle in question, but is a vehicle—

- (a) of the same model; and
- (b) manufactured by the same manufacturer;

as the vehicle in question.

(5) For the purposes of this paragraph only, two or more vehicles manufactured by different bodies corporate shall be regarded as having been manufactured by the same manufacturer if at the date when the last of those vehicles was manufactured the bodies were inter-connected within the meaning given by section 137(5) of the Fair Trading Act 1973(1).

- (6) In this paragraph—
- “relevant Minister’s approval certificate” means a Minister’s approval certificate in a form prescribed by regulation 12 and containing the letter “V” pursuant to paragraph (2)(a); and
 - “the five year period”, in relation to any particular time, is the five year period ending at that time.

Vehicles imported by individuals for their or their dependants' personal use

- 2.—(1) A vehicle meets the requirements of this paragraph at a particular time if—
- (a) the vehicle has been purchased outside the United Kingdom for the personal use of the individual importing it or of his dependants,

(1) 1973 c. 41. Section 137(5) was amended by the Resale Prices Act 1976 (c. 53), Schedule 3 and by the Companies Consolidation (Consequential Provisions) Act 1985 (c. 9), Schedule 2.

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- (b) the vehicle has been so used by that individual or his dependants on roads outside the United Kingdom before it is imported,
- (c) the vehicle is intended solely for such personal use in the United Kingdom, and
- (d) the individual importing the vehicle intends to remain in the United Kingdom for not less than twelve months from the time when application is made for a first licence for the vehicle under the Vehicle Excise and Registration Act 1994.

(2) Notwithstanding anything in sub-paragraph (1), for the purposes of these Regulations, a vehicle shall be deemed to meet the requirements of this paragraph if a Minister's approval certificate has been issued with respect to it in a form prescribed by regulation 12 and that certificate contains the letter "P" pursuant to paragraph (2)(b) of that regulation.

Vehicles constructed for the personal use of the constructor etc.

- 3.—(1) A vehicle meets the requirements of this paragraph if—
- (a) the vehicle was constructed or assembled for the personal use of a relevant individual; and
 - (b) the construction or assembly or a substantial part of the construction or assembly was carried out by—
 - (i) the individual referred to in paragraph (a),
 - (ii) one or more relevant individuals acting on his behalf and under his direction, or
 - (iii) the individual referred to in paragraph (a) and one or more relevant individuals acting on his behalf and under his direction.

(2) For the purposes of this paragraph, a reference to a relevant individual, in relation to a motor vehicle, is a reference to an individual who did not, at any time during the period when the construction or assembly of the vehicle was being carried out, carry on a business in the course of which motor vehicles are normally constructed or assembled.