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STATUTORY INSTRUMENTS

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**1998 No. 1917**

**The Deregulation (Exchangeable Driving Licences) Order 1998**

- 2.—(1) Section 108 of the Road Traffic Act 1988 (interpretation) shall be amended as follows:
- (2) In subsection (1), for the definition of “exchangeable licence” there shall be substituted—
- ““exchangeable licence” means a document authorising a person to drive a motor vehicle (not being a document mentioned in paragraph (b) of the definition of “Community licence”)—
- (a) issued in respect of Gibraltar by an authority of Gibraltar,
  - (b) issued in respect of a country or territory which is designated without restriction by an order under subsection (2)(a) below by an authority of that country or territory, or
  - (c) issued in respect of a country or territory which is designated by a restricted order under subsection (2)(b) below by an authority of that country or territory, being a document which is a licence of a description specified in that order,
- and a licence of a description so specified as to which provision is made as mentioned in subsection (2B) below is only an exchangeable licence to the extent that it authorises its holder to drive vehicles of a class specified in the order.”
- (3) For subsection (2) there shall be substituted—
- “(2) The Secretary of State may by order made by statutory instrument designate a country or territory which neither is nor forms part of an EEA State for the purposes of the definition of “exchangeable licence” in subsection (1) above—
- (a) as respects all licences authorising the driving of motor vehicles granted under the law of that country or territory, where the Secretary of State is satisfied that satisfactory provision is made by that law for the granting of licences to drive motor vehicles;
  - (b) as respects only licences authorising the driving of motor vehicles granted under the law of that country or territory of a description specified in the order, where the Secretary of State is satisfied that satisfactory provision is made by that law for the granting of licences of that description.
- (2A) An order under subsection (2)(b) above may specify a description of licence by reference to any feature of the licences concerned (including in particular the circumstances in which they are granted, any conditions to which they are subject or the classes of vehicle which they authorise the holders to drive).
- (2B) An order under subsection (2)(b) above may provide that a licence of a specified description shall only be an exchangeable licence in so far as it authorises its holder to drive vehicles of a class specified in the order.”