
STATUTORY INSTRUMENTS

2004 No. 301

The Driving Licences (Exchangeable Licences) Order 2004

Citation and commencement

1. This Order may be cited as the Driving Licences (Exchangeable Licences) Order 2004 and shall come into force on 26th February 2004.

Interpretation

2. In this Order—

- (a) “driving test” means a test corresponding to the practical test of driving skills and behaviour prescribed under section 89 of the Road Traffic Act 1988 as part of the test of competence to drive;
- (b) “vehicle with automatic transmission” means a vehicle in which either—
 - (i) the driver is not provided with any means whereby he may vary the gear ratio between the engine and the road wheels independently of the accelerator and the brakes, or
 - (ii) he is provided with such means but they do not include a clutch pedal or lever which he may operate manually,(and accordingly, a vehicle with manual transmission is any other class of vehicle); and
- (c) a reference to a licensing category is a reference to the category identified by the same letter or combination of letters in Schedule 2 to the Motor Vehicles (Driving Licences) Regulations 1999⁽¹⁾.

Designation of the Falkland Islands

3.—(1) Subject to paragraph (3) below, the Falkland Islands is designated under section 108(2)(b) of the Road Traffic Act 1988 as respects licences of the description specified in paragraph (2) below.

(2) The licences referred to in paragraph (1) are—

- (a) licences which authorise the driving of a class of vehicles corresponding to a class of vehicles included in licensing category A, B, B + E, F, K or P, and
- (b) which have been granted by the licensing authority of the Falkland Islands—
 - (i) to a person who has passed a driving test in the Falkland Islands, or
 - (ii) by way of exchange for a licence granted in an EEA State (including the United Kingdom) or in a country or territory named in the Schedule to a person who had passed a driving test in such a State, country or territory.

(3) A licence of a description specified in paragraph (2) above shall be exchangeable only in so far as it authorises the driving of vehicles with automatic transmission if it was granted to a person who passed a driving test, whether in the Falkland Islands or in a State, country or territory mentioned in

(1) S.I.1999/2864, to which there are amendments not relevant to this Order.

paragraph 2(b)(ii) above, in a vehicle with automatic transmission notwithstanding that the licence authorises the driving in the Falkland Islands of vehicles with manual transmission.

(4) A licence—

(a) of a description specified in paragraph (2)(b)(ii) above,

(b) granted by way of exchange for a licence granted to a person who had passed a driving test in the Republic of Korea,

shall not be exchangeable in so far as it authorises the driving of a class of vehicles included in licensing category A, notwithstanding that the licence authorises the driving in the Falkland Islands of a class of vehicles corresponding to that licensing category.

Signed by authority of the Secretary of State for Transport

9th February 2004

David Jamieson
Parliamentary Under-Secretary of State
Department for Transport