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STATUTORY INSTRUMENTS

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**2005 No. 1902**

**The Motor Cars (Driving Instruction) Regulations 2005**

**PART 3**

**The Register**

**Additional conditions for entry of name on register**

**9.**—(1) To the conditions as to which the Registrar must be satisfied before entering the name of a person in the register—

- (a) under section 125 of the Act, or
- (b) under section 125A of the Act,

(as the case may be) there is added the condition specified in paragraph (2) below.

(2) The condition is that both the application for entry of the person's name in the register and the prescribed fee have been received by the Registrar not later than the expiration of the period of one year beginning on the date when the person passed that examination.

**Additional conditions for removal of names from the register**

**10.**—(1) To the conditions, specified in section 128(2) and 128(2A) of the Act, that the Registrar must be satisfied are fulfilled before removing the name of a person from the register under section 128(1) of the Act there is added the condition specified in paragraph (2) below.

(2) The condition is that the applicant has failed—

- (a) to pass the test specified in regulation 6(2)(a) as part of the driving ability and fitness test;
- (b) to pass the test of continued ability and fitness specified in regulation 12(2)(b); or
- (c) to satisfy the Registrar, whether by virtue of his performance in a test equivalent to those tests or other form of assessment, that he has the necessary ability to perceive hazards on the road.

**Additional condition for retention of names on the register**

**11.**—(1) To the relevant conditions, specified in section 127(3) and 127(3A) of the Act, as to which the Registrar must be satisfied before retaining the name of a person in the register under section 127(2) of the Act there is added the relevant condition specified in paragraph (2) below.

(2) The relevant condition is that the applicant has—

- (a) passed the test specified in regulation 6(2)(a) as part of the driving ability and fitness test;
- (b) passed the test of continued ability and fitness specified in regulation 12(2)(b); or
- (c) satisfied the Registrar, whether by virtue of his performance in a test equivalent to those tests or other form of assessment, that he has the necessary ability to perceive hazards on the road.