

2006 No. 525

ROAD TRAFFIC

**The Motor Cars (Driving Instruction) (Amendment) Regulations
2006**

<i>Made</i> - - - -	<i>27th February 2006</i>
<i>Laid before Parliament</i>	<i>9th March 2006</i>
<i>Coming into force</i> - -	<i>1st April 2006</i>

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 132(1), (2)(c) and 141 of the Road Traffic Act 1988(a).

Citation and commencement

1. These Regulations may be cited as the Motor Cars (Driving Instruction) (Amendment) Regulations 2006 and shall come into force on 1st April 2006.

Amendment of the Motor Cars (Driving Instruction) Regulations 2005

2. The Motor Cars (Driving Instruction) Regulations 2005(b) are further amended in accordance with regulations 3 to 5.

3.—(1) Regulation 4 (candidate to produce particulars) is amended as follows.

(2) For paragraph (2)(b) substitute—

“(2)(b) a licence in a form other than a photocard together with a current passport.”

(3) For paragraph (4)(b) substitute—

“(4)(b) a licence in a form other than a photocard together with—

(i) a current passport; or

(ii) a current licence issued under section 129(2) (licences for giving instruction so as to obtain practical experience) of the Act.”

4. After regulation 8 (motor car to be provided for practical part of examination) insert the following new regulation—

“8A Further requirements for practical part of the examination

A candidate for the driving ability and fitness test or the instructional ability and fitness test shall, during the test, allow to travel in the motor car provided for the test any person authorised by the Secretary of State for the purpose of supervising the test or otherwise.”

(a) 1988 c.52; section 132(1) and (2)(c) was amended by the Transport Act 2000 (c.38), Schedule 29, paragraph 9.

(b) S.I. 2005/1902 to which there are amendments not relevant to these Regulations.

5. After regulation 12 (nature of test and provision of a motor car) insert the following new regulation—

“12A Further requirements for practical test

A candidate for the test referred to in regulation 12(2)(a) shall, during the test, allow to travel in the motor car provided for the test any person authorised by the Secretary of State for the purpose of supervising the test or otherwise.”

Signed by authority of the Secretary of State

Stephen Ladyman
Minister of State
Department for Transport

27th February 2006

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Motor Cars (Driving Instruction) Regulations 2005 (“the principal Regulations”).

Regulation 3 amends the principal Regulations so that a candidate for a written examination, driving ability and fitness test, or instructional ability and fitness test is no longer permitted to give evidence of proof of his or her identity by producing a cheque guarantee or credit card bearing his or her photograph and signature. The only permitted forms of identification in all cases are (a) a photocard licence and its counterpart or (b) a licence in a form other than a photocard and a current passport. For the instructional ability and fitness test a candidate may alternatively provide a licence in a form other than a photocard and a licence issued under section 129(2) of the Road Traffic Act 1988.

Regulations 4 and 5 amend the principal Regulations so as to require a candidate for a driving ability and fitness test, the instructional ability and fitness test or the practical part of the continued ability and fitness test to allow a person authorised by the Secretary of State to travel in the motor car provided for the test for the purpose of supervising the test or otherwise.

These Regulations are made in conjunction with the Motor Cars (Driving Instruction) (Amendment) Regulations 2006. A combined full regulatory impact assessment of the effect that these amendments will have on the costs of business is available from the Driving Standards Agency, Stanley House, Talbot Street, Nottingham NG1 5GU. The regulatory impact assessment may also be accessed on the Office of Public Information website www.opsi.gov.uk and on the Driving Standards Agency’s web-site at www.dsa.gov.uk.

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