
STATUTORY INSTRUMENTS

2018 No. 1251

**The Driving Licences (Amendment)
(EU Exit) Regulations 2018**

PART 2

Amendment of primary legislation

Amendment of the Road Traffic Act 1988

2.—(1) The Road Traffic Act 1988 is amended as follows.

(2) In section 88(1B)(aa) (exceptions) ^{M1}, omit “(other than the United Kingdom)”.

(3) In section 89(2)(a)(iii) (tests of competence to drive) ^{M2}, omit “other than the United Kingdom”.

(4) In section 97(1)(d)(ii) (grant of licences) ^{M3}, omit “(other than the United Kingdom)”.

(5) In section 108 (interpretation) ^{M4}—

(a) in subsection (1), in the definition of “Community licence”, in the words before paragraph (a) omit—

(i) “other than the United Kingdom”;

(ii) “(including the United Kingdom)”;

(b) in subsection (1B)(b)—

(i) for “another place in the EEA” substitute “an EEA state or Northern Ireland”;

(ii) for “other place” substitute “EEA state or Northern Ireland”;

(c) after subsection (1B) insert—

“(1BA) In order to be normally resident in Great Britain by virtue of subsection (1B)

(b) a person must return there regularly, except where the person is living in the EEA state or Northern Ireland in order to carry out a task of a definite duration.”;

(d) in subsection (1C)(b)—

(i) for “another place in the EEA” substitute “an EEA state”;

(ii) for “other place” substitute “EEA state”;

(e) in subsection (1D)—

(i) omit “Great Britain or”;

(ii) omit “(1B)(b) or”;

(iii) for “another place in the EEA” substitute “the EEA state”.

Commencement Information

- I1** Reg. 2 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Marginal Citations

- M1** Section 88(1B) was inserted by the [Road Traffic \(Driver Licensing and Information Systems\) Act 1989](#) (c. 22), **section 3**. Paragraph (aa) was inserted by S.I. 1996/1974, **Schedule 1**, paragraph 1.
- M2** Section 89(2) was substituted by the [Road Traffic \(Driver Licensing and Information Systems\) Act 1989](#) (c. 22), **section 4(3)**. Paragraph (a) was substituted by S.I. 1996/1974, **Schedule 1**, paragraph 2(4).
- M3** Section 97(1)(d)(ii) inserted by S.I. 2012/977, **Schedule 1**, paragraphs 1, 2(1) and (2)(b).
- M4** The definition of “community licence” in section 108(1) was amended by S.I. 1996/1974, **Schedule 1**, [paragraph 19\(2\)](#). Section 108(1B), (1C) and (1D) were inserted by S.I. 2014/3190, **regulation 10(1)** and (4).

Amendment of the Road Traffic Offenders Act 1988

- 3.—**(1) The Road Traffic Offenders Act 1988 ^{M5} is amended as follows.
- (2) In section 36(11)(a) (disqualification until test is passed) ^{M6}, for “another” substitute “an”.
- (3) In section 91A(7)(b)(i) (application to Community licence holders) ^{M7}, for “another” substitute “an”.

Commencement Information

- I2** Reg. 3 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Marginal Citations

- M5** 1998 c. 53.
- M6** Section 36 was substituted by the [Road Traffic Act 1991](#) (c. 40), **section 32**. Subsection (11)(a) was amended by S.I. 1996/1974, **Schedule 2**, paragraph 3(a) and (b).
- M7** Section 91A was inserted by S.I. 1996/1974, **Schedule 2**, paragraph 4. Subsection (7) was substituted by the [Road Safety Act 2006](#) (c. 49), **Schedule 3**, paragraphs 30 and 59(1) and (6).

Amendment of the Road Traffic (New Drivers) Act 1995

- 4.** In section 1 of the Road Traffic (New Drivers) Act 1995 ^{M8} (probationary period for newly qualified drivers)—
- (a) in subsection (2)(b)(i) ^{M9}, for “another” substitute “an”;
- (b) omit subsections (3) and (4).

Commencement Information

- I3** Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Marginal Citations

- M8** 1995 c. 13.

M9 Subsection (2)(b)(i) was substituted by S.I. 1996/1974, **Schedule 4**, paragraph 5(2).

Changes to legislation:

There are currently no known outstanding effects for the The Driving Licences (Amendment) (EU Exit) Regulations 2018, PART 2.