STATUTORY INSTRUMENTS

2015 No. 403

ROAD TRAFFIC

The Road Vehicles (Registration and Licensing) (Amendment) Regulations 2015

Made - - - -	*24th February 2015*
Laid before Parliament	*2nd March 2015*
Coming into force - -	*23rd March 2015*

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 22(1) and (2), 57 and 59(2)(a) of the Vehicle Excise and Registration Act 1994(**1**).

Citation and commencement

1. These Regulations may be cited as the Road Vehicles (Registration and Licensing) (Amendment) Regulations 2015 and come into force on 23rd March 2015.

Amendment of Regulations

2. The Road Vehicles (Registration and Licensing) Regulations 2002(**2**) are further amended as follows.

3.—(1) Regulation 3 (interpretation) is amended as follows.

(2) In paragraph (1)—

(a) after the definition of "keeper", insert the following definition—

""keeper of a fleet" means a person who is the registered keeper of 50 or more vehicles;";

(b) in the definition of "tricycle", for "4(3)(b); and" substitute "4(3)(b);";

(c) in the definition of "valeting", for "accordingly." substitute "accordingly; and"; and

(d) after the definition of "valeting", insert the following definition—

""vehicle trader" means any person who—

(**1**) 1994 c.22; relevant amendments to section 22(1) were made by the Finance Act 1995 (c.4), Schedule 4, paragraph 34(2), the Finance Act 1996 (c.8), Schedule 2, paragraphs 4(2) to (5), and prospectively by the Road Safety Act 2006 (c.49), section 47(4) to (8).

(**2**) S.I. 2002/2742; relevant amending instruments are noted below.

(a) is the holder of a trade licence;

(b) carries on business as a dealer in motor vehicles;

(c) carries on business as an auctioneer of motor vehicles;

(d) carries on business as a dismantler of motor vehicles; or

(e) in relation to a particular vehicle, is—

(i) a finance company which has acquired that vehicle under an order for repossession; or

(ii) an insurer which has acquired that vehicle in satisfaction of a total loss claim."

(3) In paragraph (2) omit the words "regulations 21 to 25 "vehicle trader" has the meaning given by regulation 20(6) and in".

4.—(1) Regulation 10 (registration and issue of registration document) is amended as follows.

(2) In paragraph (5), for "a person applying as mentioned in section 7(3A) of the 1994 Act" substitute "the keeper of a fleet".

(3) After paragraph (5) insert—

"(5A) A new registration document issued in accordance with paragraph (5) must be sent to the address of the registered keeper unless that keeper has specified another address in the request in which case it may be sent to that other address."

5.—(1) Regulation 13 (issue of replacement registration document) is amended as follows.

(2) For paragraph (2), substitute—

"(2) Any application under paragraph (1) may, if the Secretary of State thinks fit, be made orally by telephone or by electronic means and in any other case, except where the registration document is lost, stolen or destroyed, must be accompanied by the registration document."

(3) In paragraph (3), after the words "subject to regulation 15" insert "and paragraph (4)".

(4) For paragraph (4), substitute—

"(4) Where the registered keeper is the keeper of a fleet, a new registration document must be issued only if that keeper asks for it to be issued.

(5) A new registration document issued in accordance with paragraph (4) must be sent to the address of the registered keeper unless that keeper has specified another address in the request in which case it may be sent to that other address."

6.—(1) Regulation 14(**3**) (correction of registration document) is amended as follows.

(2) In paragraph (1) for "Where" substitute "Unless when paragraph (1A) applies, where".

(3) After paragraph (1) insert—

"(1A) Where the keeper of a fleet believes that any of the particulars about one of the keeper's vehicles recorded in the register are, or have become, inaccurate, the keeper shall forthwith notify the Secretary of State of the inaccuracy."

(4) For paragraphs (2), (2A) and (3), substitute—

"(2) Where the registration document has been, or may have been lost, stolen or destroyed, notification under paragraph (1) must be accompanied by—

(**3**) Relevant amendments to regulation 14 have been made by S.I. 2004/238 and 1773, 2007/1018.

(a) an application for the issue of a new registration document; and

(b) except where the registration fee document exemption applies, a fee of £25.

(3) Any notification under paragraph (1) or (1A) or any application under paragraph (2) may, if the Secretary of State thinks fit, be made orally by telephone or by electronic means and in any other case, except where the registration document is lost, stolen or destroyed, a notification under paragraph (1) must be accompanied by the registration document.

(4) Where the Secretary of State believes that the particulars in the registration document or recorded in the register for a particular vehicle are inaccurate—

(a) if the document has not been sent to him and the registered keeper of the vehicle is not the keeper of a fleet, he may require the registered keeper of the vehicle to send it to him;

(b) whether or not he has received the document, he may correct the particulars in the register; and

(c) after correcting the particulars in the register, he must, provided that paragraph (2) or (3) has been complied with, and subject to regulation 15 and paragraph (5), issue a new registration document containing the correct particulars to the registered keeper.

(5) Where the registered keeper is the keeper of a fleet, a new registration document must be issued only if that keeper asks for it to be issued.

(6) A new registration document issued in accordance with paragraph (5) must be sent to the address of the registered keeper unless that keeper has specified another address in the request in which case it may be sent to that other address."

7.—(1) Regulation 15 (issue of new registration document) is amended as follows.

(2) In paragraph (3)(a) for "of Annex II to Council directive 70/156/EEC" substitute "in paragraph 1.1.1. of Part A of Annex II to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles(**4**)".

(3) Omit paragraph (4).

8.—(1) Regulation 16(**5**) (notification of an alteration to a vehicle) is amended as follows.

(2) For paragraphs (1) and (1A), substitute—

"(1) Unless paragraph (1B) applies, where any alteration is made to a vehicle so as to make any of the particulars set out in the registration document incorrect, notification of the alteration must be given to the Secretary of State—

(a) by the registered keeper; or

(b) on behalf of the registered keeper, by a vehicle trader—

(i) by whom the vehicle is disposed of, or

(ii) to whom the vehicle is sold.

(1A) Where the registration document has been, or may have been lost, stolen or destroyed, notification under paragraph (1) must be accompanied by—

(a) an application for the issue of a new registration document; and

(b) except where the registration fee document exemption applies, a fee of £25.

(**4**) OJ No L 263, 9.10.2007, p1.
(**5**) Relevant amendments to regulation 16 have been made by S.I. 2004/238 and 1773, 2007/1018, 2014/2358.

(1B) Where the keeper of a fleet believes that any of the particulars about one of the keeper's vehicles recorded in the register are, or have become, inaccurate, because of any alteration made to that vehicle, the keeper shall forthwith notify the Secretary of State of the alteration.

(1C) Any notification under paragraph (1) or (1B) or any application under paragraph (1A) may, if the Secretary of State thinks fit, be made orally by telephone or by electronic means and in any other case, except where the registration document is lost, stolen or destroyed, a notification under paragraph (1) must be accompanied by the registration document."

(3) For paragraph (4), substitute—

"(4) On receiving notification under this regulation the Secretary of State must, if he is satisfied that the vehicle has been altered in the way notified to him—

(a) correct the particulars in the register to reflect any alteration made to that vehicle; and

(b) after correcting the particulars in the register, he must, subject to regulation 15 and paragraph (5), send the registered keeper a new registration document showing the correct particulars.

(5) Where the registered keeper is the keeper of a fleet, a new registration document must be issued only if that keeper asks for it to be issued.

(6) A new registration document issued in accordance with paragraph (5) must be sent to the address of the registered keeper unless that keeper has specified another address in the request in which case it may be sent to that other address."

9. For regulation 17(**6**) (notification of destruction or permanent export of a vehicle), substitute—

"**Notification of permanent export of a vehicle**

17.—(1) The registered keeper of a vehicle must immediately notify the Secretary of State if that vehicle is sent permanently out of the UK.

(2) The Secretary of State may, if he thinks fit, accept a notification under paragraph (1) by electronic means.

(3) A notification under paragraph (1) may be made on the registered keeper's behalf by a vehicle trader by, or to whom, the vehicle is sold or disposed of."

10.—(1) Regulation 17A(**7**) (vehicles to which the End-of-Life Vehicles Directive applies) is amended as follows.

(2) In paragraph (2)—

(a) in sub-paragraph (a), omit the words "and at the same time shall surrender the registration document to him, except where the registration document has been lost, stolen or destroyed"; and

(b) for sub-paragraph (b) substitute—

"(b) if that facility is in an EEA State other than the United Kingdom, the registered keeper of the vehicle must—

(i) notify the Secretary of State of the issue in that other EEA State of a certificate of destruction, and

(ii) deliver the certificate of destruction to the Secretary of State."

(**6**) Regulation 17 has been amended by S.I. 2003/2635, 2004/3298.
(**7**) Regulation 17A was inserted by S.I. 2003/2635.