STATUTORY RULES OF NORTHERN IRELAND

2001 No. 365

ROAD TRAFFIC AND VEHICLES

Goods Vehicles (Testing) (Amendment) Regulations (Northern Ireland) 2001

Made - - - -	*4th October 2001*
Coming into operation	*1st December 2001*

The Department of Environment, in exercise of the powers conferred on it by Articles 65(1) and (2), 66(3), 67(1) and 110(2) of the Road Traffic (Northern Ireland) Order 1995(**1**) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Goods Vehicles (Testing) (Amendment) Regulations (Northern Ireland) 2001.

(2) These Regulations shall come into operation—

(a) for the purposes of regulations 2, 3, 4 and 8, on 1st February 2002; and

(b) for all other purposes on 1st December 2001.

(3) In these Regulations "the principal Regulations" means the Goods Vehicles Testing Regulations (Northern Ireland) 1995(**2**).

Amendment of regulation 10 (manner of making application for first tests or periodical tests, and fees)

2. For Regulation 10(2) of the principal Regulations there shall be substituted—

"(2) Every person making an application under paragraph (1) shall provide such particulars as the Department may reasonably require and the appropriate fee as determined in accordance with Part I of Schedule 1.".

Amendment of regulation 12 (notice of place and time of first tests or periodical tests)

3. For regulation 12 of the principal Regulations there shall be substituted—

(**1**) S.I.1995/2994 (N.I. 18); *see* Article 2(2) for the definition of "the Department" and "prescribed"
(**2**) S.R. 1995 No. 450; to which there are amendments not relevant to these Regulations

"**12.** As soon as reasonably practicable after the date of the receipt of an application for a first test or periodical test and the appropriate fee for that test the Department shall issue notice to the applicant of the vehicle testing centre at which the test is to take place, and the date and time reserved by the Department for that test.".

Amendment of regulation 13 (application for re-tests following first tests or periodical tests)

4. In regulation 13(2) of the principal Regulations the words "on a form issued by the Department" shall be omitted.

Amendment of regulation 16 (form of test certificates and notices of refusal)

5. In regulation 16 of the principal Regulations—

(a) in paragraph (1) after the words "Schedule 4", there shall be inserted "or Schedule 4A"; and

(b) for paragraph (2) there shall be substituted—

"(2) Notices of refusal of a goods vehicle test certificate issued under regulation 14 or 15 shall—

(a) contain—

(i) the date on which it was issued;

(ii) details of the vehicle testing centre at which it was issued;

(iii) in the case of a notice issued for a motor vehicle, the registration mark (if any) exhibited on the vehicle or, if no such mark is so exhibited, the chassis or serial number marked on the vehicle;

(iv) in the case of a notice issued for a trailer, the identification mark which shall be allotted to the trailer by the Department in the notice of appointment (if any); and

(b) state the grounds of such refusal.".

Amendment of regulation 17 (appeals)

6. For regulation 17(9) of the principal Regulations there shall be substituted—

"(9) Goods vehicle test certificates issued under the foregoing provisions of this regulation shall be signed by the vehicle examiner and shall contain the same particulars as are appropriate to the goods vehicles test certificates mentioned in regulation 16(1) and subject to such modifications as may be appropriate.

(10) Notices of refusal of a goods vehicle test certificate issued under the foregoing provisions of this regulation shall contain the same particulars as are appropriate to notices of refusal of a goods vehicle test certificate mentioned in regulation 16(2) and subject to such modifications as may be appropriate.".

Amendment of regulation 18 (general provisions as to repayment of fees)

7. In regulation 18 of the principal Regulations, for paragraph (1)(*b*) there shall be substituted—

"(b) if the person for whom the appointment is made gives to the Department, notice cancelling the appointment of not less than one clear day before the date of the appointment;".