

Changes to legislation: Public Passenger Vehicles Act 1981, Paragraph 7C is up to date with all changes known to be in force on or before 11 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3

SUPPLEMENTARY PROVISION AS TO QUALIFICATIONS FOR PSV OPERATOR'S LICENCE

[^{F1}Determinations in respect of transport managers

Textual Amendments

- F1** Sch. 3 paras. 7A-7C and cross-heading inserted (4.12.2011) by [The Road Transport Operator Regulations 2011 \(S.I. 2011/2632\)](#), reg. 1(1), [Sch. 1 para. 11\(6\)](#) (with [Sch. 3 Pt. 1](#))

- 7C. (1) [^{F2}A traffic commissioner may, subject to sub-paragraph (2), at any time cancel a disqualification order made under paragraph 7B(2)] or, with the consent of the disqualified person, vary the order.
- (2) The traffic commissioner by whom a disqualification order is made under paragraph 7B(2) may specify measures with which the disqualified person must comply before the order can be cancelled or varied.
- (3) Measures specified under sub-paragraph (2) may be varied by the traffic commissioner [^{F3}who made the order or another traffic commissioner] —
- (a) on the application of the disqualified person, or
- [^{F4}(b) at the instigation of the traffic commissioner.]
- (4) Before [^{F5}a variation is made under sub-paragraph (3)(b), a notice must be served] on the disqualified person—
- (a) stating [^{F6}an intention] to vary the measures specified under sub-paragraph (2),
- (b) stating that the person is entitled to make representations under sub-paragraph (5) within 28 days beginning with the date on which the notice is served on the person, and
- (c) stating that the person is entitled to request an inquiry as provided in section 54.
- (5) Where a person makes representations under this sub-paragraph, the traffic commissioner [^{F7}dealing with the matter] must consider the representations in deciding whether to vary the measures specified under sub-paragraph (2).
- (6) The traffic commissioner must hold an inquiry as provided in section 54 if the disqualified person requests one under sub-paragraph (4)(c).
- (7) A notice is deemed for the purposes of sub-paragraph (4) to have been served on a person on the date on which it would have been delivered in the ordinary course of post if it was sent by post addressed to the person at the person's last known address,

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notwithstanding that the notice was returned as undelivered or was for any other reason not received by the person.]

Textual Amendments

- F2** Words in Sch. 3 para. 7C(1) substituted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)
- F3** Words in Sch. 3 para. 7C(3) inserted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)
- F4** Sch. 3 para. 7C(3)(b) substituted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)
- F5** Words in Sch. 3 para. 7C(4) substituted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)
- F6** Words in Sch. 3 para. 7C(4)(a) substituted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)
- F7** Words in Sch. 3 para. 7C(5) inserted (3.7.2013) by [The Local Transport Act 2008 \(Traffic Commissioners\) \(Consequential Amendments\) Order 2013 \(S.I. 2013/1644\)](#), art. 1(1), **Sch. 1** (with arts. 1(3), 2, 7)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 51(1A)(1B) inserted by [1982 c. 49 s. 21\(4\)\(b\)](#)