

SCHEDULE

Transitional Provision

PART 3

Transitional provision relating to the commencement of sections 8(1), (3) and (4) and Parts 2 and 3 of Schedule 2 to the Act

Effect of an emergency control assessment fail prior to the commencement date

21.—(1) This paragraph applies to a person who, prior to the commencement date—

- (a) took an emergency control assessment where the assessor refused to grant an emergency control certificate under section 133A of the RTA, and
- (b) has not subsequently been awarded an emergency control certificate.

(2) A person to whom sub-paragraph (1) applies must, on and after the commencement date, continue to be treated as a person who has been required to take an emergency control assessment and to whom the assessor has refused to grant an emergency control certificate until such a time as either—

- (a) that person is awarded an emergency control certificate; or
- (b) the Registrar withdraws the requirement to obtain an emergency control certificate under section 133E of the RTA.