



# Transport (Scotland) Act 2019

## 2019 asp 17

### PART 2

#### LOW EMISSION ZONES

### CHAPTER 2

#### CREATION AND MODIFICATION OF A LOW EMISSION ZONE SCHEME

#### *Content*

#### **15 Grace period**

- (1) Section 6(1) is not contravened by a vehicle being driven on a road within a low emission zone prior to the expiry of the applicable grace period.
- (2) In subsection (1), “the applicable grace period” means the period that the low emission zone scheme specifies as applying—
  - (a) in relation to the road, or part of the road, on which the vehicle was driven,
  - (b) in relation to the type of vehicle being driven, by reference to its construction, and
  - (c) to the individual who is the registered keeper of the vehicle.
- (3) A low emission zone scheme must specify—
  - (a) a grace period that applies to individuals whose registered address in respect of the vehicle is a residential property within the zone (“residents”),
  - (b) a grace period that applies to individuals whose registered address is not (“non-residents”), and
  - (c) in relation to both paragraphs (a) and (b), the types of vehicle to which the grace period applies (which may vary as between residents and non-residents).
- (4) A grace period begins on the day the low emission zone scheme comes into effect.
- (5) The grace period applicable to non-residents must expire—
  - (a) not less than 1 year after it begins, and

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*Status: This is the original version (as it was originally enacted).*

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- (b) not more than 4 years after it begins.
- (6) The grace period applicable to residents must expire not more than 2 years after the expiry of the grace period applicable to non-residents.
- (7) Subsections (4) to (6) are subject to section 16.