



# Road Traffic Act 1988

## 1988 CHAPTER 52

### PART V

#### DRIVING INSTRUCTION

##### *Examinations and tests*

#### **132 Examinations and tests of ability to give driving instruction.**

- (1) Regulations may make provision with respect to—
  - (a) the nature of examinations of the ability of persons to give instruction in the driving of motor cars and tests of continued ability and fitness to give such instruction, and
  - (b) evidence of the results of such tests and examinations, and generally with respect to such tests and examinations.
- (2) In particular, but without prejudice to the generality of subsection (1) above, the regulations may make provision—
  - (a) for requiring a person submitting himself to any part of such an examination which consists of a practical test, or to such a test of continued ability and fitness, to provide a vehicle for the purposes of the test, being a vehicle in respect of which such conditions as may be specified in regulations are complied with,
  - (b) for requiring a person applying to submit himself for any part of such an examination to pay to the Registrar such fee as may be specified in the regulations in relation to that part, and
  - (c) for requiring a person who desires to submit himself for any part of such an examination to supply the Registrar with such particulars as the Secretary of State may determine.

*Status: Point in time view as at 01/07/1992.*

*Changes to legislation: Road Traffic Act 1988, Cross Heading: Examinations and tests is up to date with all changes known to be in force on or before 09 June 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)*

**Modifications etc. (not altering text)**

C1 S. 132 excluded (23.6.1999) by S.I. 1999/1736, art. 8(1)(b)(2)(b)

**133 Review of examinations.**

- (1) On the application of a person who has submitted himself for any part of an examination of ability to give instruction in the driving of motor cars—
  - (a) the magistrates' court acting for the petty sessions area in which he resides, or
  - (b) in Scotland, the sheriff within whose jurisdiction he resides,may determine whether that part of the examination was properly conducted in accordance with regulations.
- (2) If it appears to the court or sheriff that that part of the examination was not so conducted, the court or sheriff may order that any fee payable by the applicant in respect of that part shall not be paid or, if it has been paid, shall be repaid.
- (3) No appeal shall lie under section 131 of this Act in respect of any matter in respect of which an application may be made to a magistrates' court or a sheriff under subsection (1) above.

**Modifications etc. (not altering text)**

C2 S. 133 excluded (23.6.1999) by S.I. 1999/1736, art. 8(1)(b)(2)(b)

**Status:**

Point in time view as at 01/07/1992.

**Changes to legislation:**

Road Traffic Act 1988, Cross Heading: Examinations and tests is up to date with all changes known to be in force on or before 09 June 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.