

**1999 No. 2149**

**ROAD TRAFFIC**

# The Motor Vehicles Regulations 1999

*Made - - - - 26th July 1999*

*Laid before Parliament 5th August 1999*

*Coming into force 1st September 1999*



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**1999 No. 2149**

**ROAD TRAFFIC**

**The Motor Vehicles (Type Approval and Approval Marks)  
(Fees) Regulations 1999**

*Made* - - - - - *26th July 1999*  
*Laid before Parliament* *5th August 1999*  
*Coming into force* *1st September 1999*

The Secretary of State for the Environment, Transport and the Regions, in exercise of the powers conferred by section 61(1) and (2) of the Road Traffic Act 1988(a), and the powers conferred by section 56(1) and (2) of the Finance Act 1973(b) with the consent of the Treasury, and of powers conferred by the Department of Transport (Fees) Order 1988(c) and section 128 of the Finance Act 1990(d) and of all other powers enabling him in that behalf, and in relation to the exercise of the powers conferred by section 61(1) and (2) of the Road Traffic Act 1988, after consultation with representative organisations in accordance with the provisions of section 195(2) of that Act, hereby makes the following Regulations:

**Commencement and citation**

**1.** These Regulations may be cited as the Motor Vehicles (Type Approval and Approval Marks) (Fees) Regulations 1999 and shall come into force on 1st September 1999.

**Revocation**

**2.** The Motor Vehicles (Type Approval and Approval Marks) (Fees) Regulations 1997(e) are hereby revoked.

**Interpretation**

**3.—(1)** Any reference in these Regulations to a numbered section is a reference to the section bearing that number in the Road Traffic Act 1988.

(2) In these Regulations—

“applicant” means an applicant for the issue of a type approval certificate or authorisation for a vehicle or vehicle part for the purpose of a Community instrument or ECE Regulation, an applicant for the issue of a type approval certificate or Minister’s approval certificate for a vehicle or a vehicle part for the purpose of the national type approval scheme, or an applicant for the issue of a sound level measurement certificate;

“approval mark” means a marking designated by the Motor Vehicles (Designation of Approval Marks) Regulations 1979(f);

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(a) 1988 c. 52; section 61 was amended by Schedule 8 to the Road Traffic Act 1991 (c. 40).

(b) 1973 c. 51.

(c) S.I. 1988/643, which was made under section 102 of the Finance (No. 2) Act 1987 (c. 51). The relevant reference in S.I. 1988/643 is Table II of Schedule 1.

(d) 1990 c. 29.

(e) S.I. 1997/564.

(f) S.I. 1979/1088, amended by S.I. 1980/582 and 2027, 1981/126 and 1732, 1982/1479, 1983/1602, 1985/113, 1986/369, 1989/1014, 1990/1838, 1991/1979, 1992/634 and 3086, 1993/1710, 1995/3342 and 1997/58.

“approval requirements” means–

- (a) the requirements for examination and approval as regards the type approval requirements specified in–
  - (i) a Community instrument;
  - (ii) Schedule 1 to the Great Britain Regulations;
  - (iii) Schedule 1 to the Great Britain Regulations for Goods Vehicles; or
  - (iv) an ECE Regulation; or
- (b) the requirements for examination and marking authorisation relating to an approval mark;

“authorisation” means an authorisation in writing given by the Secretary of State for the application of an approval mark to a vehicle or a vehicle part;

“Community instrument” means an instrument issued by a Community institution which is referred to in the second column of an item in Part I or II of Schedule 5 as read where relevant with amending instruments (if any) specified in the third column of that item;

“ECE Regulation” means a Regulation annexed to the Agreement concerning the adoption of uniform conditions of approval for motor vehicle equipment and parts and reciprocal recognition thereof concluded at Geneva on 20th March 1958(a) as amended(b) to which the United Kingdom is a party(c), which is referred to in the second column of an item in Part III of Schedule 5 as read where relevant with amendments (if any) specified in the third column of that item;

“European Regulations” means the Motor Vehicles (EC Type Approval) Regulations 1998(d);

“examination” means any examination or test, or series of examinations or tests carried out on a vehicle or vehicle part to ascertain that in respect of that vehicle or vehicle part approval requirements have been satisfied;

“Framework Directive” means Council Directive 70/156/EEC(e) as amended by Council Directives 87/403/EEC(f) and 92/53/EEC(g) and Commission Directives 93/81/EEC(h) and 98/14/EC(i);

“Great Britain Regulations” means the Motor Vehicles (Type Approval) (Great Britain) Regulations 1984(j);

“Great Britain Regulations for Goods Vehicles” means the Motor Vehicles (Type Approval for Goods Vehicles) (Great Britain) Regulations 1982(k);

“low volume type approval vehicle” has the same meaning as in the Great Britain Regulations;

“national type approval scheme” means the scheme for the type approval of vehicles or vehicle parts provided for in the Great Britain Regulations and the Great Britain Regulations for Goods Vehicles;

“sound level measurement certificate” has the same meaning as in the Motorcycles (Sound Level Measurement Certificates) Regulations 1980(l); and

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(a) Cmnd 2535.

(b) Cmnd 3562.

(c) By an instrument of accession dated 14th January 1963 deposited with the Secretary General of the United Nations on 15th January 1963.

(d) S.I. 1998/2051.

(e) O.J. L42, 23.2.1970, p. 1.

(f) O.J. L220, 8.8.1987, p. 44.

(g) O.J. L225, 10.8.1992, p. 1.

(h) O.J. L264, 23.10.1993, p. 49.

(i) O.J. L91, 25.3.1998, p. 1.

(j) S.I. 1984/981, amended by S.I. 1984/1401 and 1761, 1985/1651, 1986/739, 1987/1509, 1988/1522, 1989/1580, 1990/94 and 1839, 1991/1022 and 1971, 1992/1341, 2161, 2908 and 3173, 1993/2201, 1994/2190, 1995/1322, 1996/2330 and 3015 and 1997/1367 and 1502.

(k) S.I. 1982/1271, amended by S.I. 1984/697 and 1402, 1985/46, 1986/427 and 1089, 1987/1508, 1988/1523, 1989/1579, 1991/1021 and 1970, 1992/25, 1342 and 3084, 1993/2200, 1994/2191, 1995/1323, 1996/2331 and 3014 and 1997/1365.

(l) S.I. 1980/765, amended by S.I. 1988/1640, and 1989/713 and 1591.

“type approval certificate”, “Minister’s approval certificate”, and “authorisation” include a modified or duplicate type approval certificate, Minister’s approval certificate, or authorisation as the case may be.

(3) A reference in these Regulations to a vehicle in category L1, L2, L3, L4 or L5 is a reference to a vehicle described respectively as L1, L2, L3, L4 or L5 in ECE Regulation 13 of 29th May 1969 with the amendments in force on 1st April 1987.

(4) A reference in these Regulations to a vehicle in category M1, M2, M3, N1, N2, or N3, is a reference to a vehicle described respectively as M1, M2, M3, N1, N2, or N3, in the Framework Directive.

#### **Fees—examinations of vehicles or parts of vehicles**

4.—(1) Subject to the subsequent provisions of these Regulations, the fee for—

- (a) the carrying out or supervision by an officer of the Department of the Environment, Transport and the Regions of an examination of a vehicle or vehicle part; and
- (b) any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4),

shall be determined by the amount of work involved charged at the hourly rate of £82.

(2) Where the Secretary of State hires any premises or equipment for the purpose of an examination to which paragraph (1) applies a further fee equal to the cost of such hiring shall be payable in addition to the fee payable under paragraph (1).

(3) Where, at the applicant’s request, an examination is carried out or supervised by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, a fee shall be payable equal to that person’s charges; such charges to be calculated on a basis to be agreed in advance with the applicant.

(4) Where, in connection with an examination to which paragraph (3) applies, an officer of the Department of the Environment, Transport and the Regions undertakes any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4) a further fee shall be payable, in addition to any fee payable under paragraph (3), determined by the amount of work involved charged at the hourly rate specified in paragraph (1).

#### **Fees—examination of a complete vehicle under the national type approval scheme**

5.—(1) Subject to paragraph (5), the fee for the examination of a vehicle to which the Great Britain Regulations apply with a view to the issue in respect of that vehicle of a document specified in column 1 of Part I of Schedule 1 where, before the examination takes place, type approval procedures have been carried out (whether in Great Britain or elsewhere) to ascertain that in respect of that vehicle all the approval requirements, which—

- (a) are referred to in Schedule 1 to those Regulations;
- (b) relate to particular parts or aspects of a vehicle; and
- (c) are applicable to the vehicle,

have been satisfied, is the amount specified in column 3 of Part I of Schedule 1.

(2) The fee for the examination of a vehicle to which the Great Britain Regulations for Goods Vehicles apply with a view to the issue in respect of that vehicle of a document specified in column 1 of Schedule 2 where, before the examination takes place, type approval procedures have been carried out (whether in Great Britain or elsewhere) to ascertain that in respect of that vehicle all the approval requirements, which—

- (a) are referred to in Schedule 1 to those Regulations;
- (b) relate to particular parts or aspects of a vehicle; and
- (c) are applicable to the vehicle,

have been satisfied, is the amount specified in paragraph (3).

(3) The amount referred to in paragraph (2) is the amount shown in—

- (a) column 2(a) of Schedule 2 if the vehicle is in category L2, L5 or N1;
- (b) column 2(b) of Schedule 2 if the vehicle is in category N2; or

(c) column 2(c) of Schedule 2 if the vehicle is in category N3.

(4) Where in the case of an examination of a complete vehicle mentioned in paragraph (1) or (2)–

- (a) it has been found impossible to complete that examination satisfactorily;
- (b) the vehicle has been found not to comply in all aspects with the relevant approval requirements;
- (c) the vehicle is one which has been assembled in more than one stage by more than one manufacturer, and a type approval certificate has been issued to a manufacturer other than the applicant; or
- (d) a type approval certificate or Minister's approval certificate has previously been issued in respect of the model of the vehicle but the vehicle incorporates certain changes in detail not covered by the certificate,

and a further, but partial, examination of the vehicle is required before the documentation can properly be issued in respect of it, the fee for that partial examination shall be such proportion of the relevant sum specified in Part I of Schedule 1 or, as the case may be, Schedule 2 as the Secretary of State considers to be appropriate in view of the nature and extent of that partial examination.

(5) Where a person applies for the issue of a Minister's approval certificate in respect of a vehicle on the basis that it is a low volume type approval vehicle within the meaning of the Great Britain Regulations, paragraph (1) shall have effect as if the references to Part I of Schedule 1 were references to Part II of that Schedule.

(6) If in circumstances where paragraph (5) applies–

- (a) some or all of the procedures referred to in paragraph (1) have been carried out on behalf of the Secretary of State; and
- (b) as a result, the work involved in carrying out the examination is less than otherwise would have been the case,

the fee for the examination shall be such proportion of the relevant sum specified in Part II of Schedule 1 as the Secretary of State considers to be appropriate in view of the nature and extent of the examination.

(7) This regulation is subject to regulations 19 and 20.

#### **Fees—examination of a vehicle with a view to the issue of an EC vehicle type approval certificate**

6.—(1) In this regulation, “EC vehicle type approval certificate” means a type approval certificate issued under regulation 4(5) of the European Regulations in relation to a complete, incomplete or completed vehicle (being expressions used in the Framework Directive).

(2) Expressions used in this regulation or in Part III of Schedule 1 which are also used in the Framework Directive have the same meaning as in that Directive and cognate expressions shall be construed accordingly.

(3) Subject to paragraphs (6) and (7), the fees for–

- (a) the examination of a vehicle; and
- (b) administrative work (other than the issue of the EC vehicle type approval certificate),

with a view to the issue of such a certificate on the basis that all necessary approvals have previously been obtained shall be the amounts determined in accordance with paragraphs (4) and (5).

(4) Where the application is for the issue of an EC vehicle type approval certificate in relation to a complete vehicle, the amounts payable shall be the amounts specified in Part III of Schedule 1.

(5) Where–

- (a) the application is for an EC vehicle type approval certificate in relation to an incomplete vehicle or a completed vehicle; and
- (b) the examination is not as complete and exhaustive as would otherwise be required,



the fees shall be such proportion of the relevant sums specified in Part III of Schedule 1 as the Secretary of State considers to be appropriate in view of the nature and extent of the work involved.

(6) Where in the case of an examination of a vehicle with a view to the issue of an EC vehicle type approval certificate—

- (a) it has been found impossible to complete the examination satisfactorily;
- (b) the vehicle has been found not to comply in all aspects with the relevant approval requirements; or
- (c) an EC vehicle type approval certificate has previously been issued in respect of a vehicle of that type but the vehicle incorporates changes in detail not covered by the certificate,

and a further, but partial, examination of the vehicle is required before the EC vehicle type approval certificate can properly be issued in respect of it, the fee for that partial examination shall be such proportion of the relevant sums specified in Part III of Schedule 1 as the Secretary of State considers to be appropriate in view of the nature and extent of that partial examination.

(7) Where, in relation to an application for an EC vehicle type approval certificate, more than one vehicle is examined the fee in respect of the vehicle that undergoes the most extensive examination shall be determined in accordance with the foregoing provisions of this regulation and the fee in respect of each of the other vehicles shall be such proportion of that fee as the Secretary of State considers to be appropriate in view of the nature and extent of the examination carried out on that other vehicle.

(8) This regulation is subject to regulations 19 and 20.

#### **Fees—inspection of data**

7.—(1) Subject to regulations 18, 19 and 20, where a certificate to which this paragraph applies has been issued in relation to a vehicle or vehicle part and in consequence of an alteration in any design specification an applicant requires a further certificate, but the alteration is not so extensive as to require a further examination of any vehicle or any vehicle part and compliance with the relevant approval requirements can be determined on an inspection of data supplied by the applicant, the fee for such an inspection, when carried out by an officer of the Department of the Environment, Transport and the Regions, shall be determined by the amount of work involved charged at the hourly rate specified in regulation 4(1).

(2) Where, at the applicant's request, the inspection of data is carried out by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, a fee shall be payable equal to that person's charges; such charges to be calculated on a basis to be agreed in advance with the applicant.

(3) Where, in connection with an inspection to which paragraph (2) applies, an officer of the Department of the Environment, Transport and the Regions undertakes any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4) a further fee shall be payable, in addition to any fee payable under paragraph (2), determined by the amount of work involved charged at the hourly rate specified in regulation 4(1).

(4) Paragraph (1) applies to—

- (a) a sound level measurement certificate;
- (b) a type approval certificate, or an authorisation, in relation to—
  - (i) a Community instrument; or
  - (ii) an ECE Regulation; or
- (c) a type approval certificate, or a Minister's approval certificate, in relation to the national type approval scheme.

(5) Where on an inspection of data supplied by the applicant it has been found impossible to complete the inspection satisfactorily, and a further examination of the vehicle or vehicle part is required, regulation 4 shall apply for the purpose of determining the fee.

### **Fees—avoidance of duplication**

8. Where the examination of a vehicle or vehicle part for the purposes of a Community instrument or ECE Regulation is carried out at the same time as the examination of that vehicle or vehicle part for the purposes of the national type approval scheme, then in so far as one and the same operation or series of operations serves for both examinations, the fee payable under these Regulations shall be the fee for only one examination.

### **Fees—issue of documents**

9.—(1) The fee for the issue of a document of a type specified in column 1 of Schedule 3 (being a document relating to a vehicle part) is the fee of the amount specified in relation thereto in column 3 of that Schedule.

(2) The fee for the issue of a document of a type specified in column 1 of Part I of Schedule 4 (being a document relating to a vehicle to which the Great Britain Regulations apply) is the amount specified in relation thereto in column 3 of that Part of that Schedule.

(3) The fee for the issue of a document of a type specified in column 1 of Part II of Schedule 4 (being a document relating to a vehicle to which the Great Britain Regulations for Goods Vehicles apply) is the amount specified in relation thereto in column 3 of that Part of that Schedule.

(4) The fee for the issue of a document of a type specified in column 1 of Part III of Schedule 4 (being a document relating to a vehicle to which the European Regulations apply) is the amount specified in relation thereto in column 3 of that Part of that Schedule.

(5) The fee for the issue of a sound level measurement certificate is £49.

(6) Where—

- (a) a person applies for the issue of a Minister's approval certificate in respect of a vehicle on the basis that it is a low volume type approval vehicle within the meaning of the Great Britain Regulations;
- (b) some or all of the procedures referred to in regulation 5(1) have been carried out by or on behalf of the Secretary of State; and
- (c) as a result, the administrative work involved in relation to the application is less than otherwise would have been the case,

the fee for the issue of the Minister's approval certificate shall be such proportion of the relevant sum specified in Part I of Schedule 4 as the Secretary of State considers to be appropriate in view of the nature and extent of the administrative work carried out in relation to the application.

(7) This regulation is subject to regulations 19 and 20.

### **Additional fees payable for the issue of documents under the national scheme**

10.—(1) In this regulation—

“sub-MAC” means a Minister's approval certificate issued by virtue of section 58(4); and  
“MAC”, in relation to a sub-MAC, means the Minister's approval certificate by virtue of which the sub-MAC was issued under section 58(4).

(2) In this regulation, in relation to a sub-MAC,—

“anniversary” means an anniversary of the date on which the MAC was issued and a reference to the first anniversary shall be construed accordingly;

“applicant” means the person who applied for the sub-MAC;

“relevant date” means—

- (a) if the sub-MAC was issued during the 12 month period beginning with the date the MAC was issued, that date; or
- (b) if it was issued after the expiration of that period, the anniversary next before the issue of the sub-MAC;

“relevant period” means a period of 12 months beginning on an anniversary;

“relevant sub-MAC” means any sub-MAC issued to the applicant by virtue of the MAC before the sub-MAC in question was issued; and

“relevant vehicle” means the vehicle in respect of which the MAC was issued.

(3) A fee of £11 shall be payable for the issue of a sub-MAC in addition to the fee payable under regulation 9, where—

- (a) the sub-MAC is issued in respect of a vehicle in category N2 or N3; and
- (b) it appears to the Secretary of State from information supplied or confirmed by the applicant that the vehicle differs in detail from—
  - (i) the vehicle which was the subject of the last of the relevant sub-MACs to be issued, or
  - (ii) if no relevant sub-MAC has been issued, the relevant vehicle.

(4) A fee of £34 shall be payable for the issue of a sub-MAC in addition to the fee payable under regulation 9, where—

- (a) the sub-MAC is issued in respect of a vehicle in category N1 as a result of an application made on or after the first anniversary;
- (b) no relevant sub-MAC has been issued as a result of an application made in the relevant period in which the application for the sub-MAC was made; and
- (c) it appears to the Secretary of State from information supplied or confirmed by the applicant that the vehicle differs in detail from—
  - (i) the vehicle which was the subject of the last of the relevant sub-MACs in respect of which a fee was payable under this paragraph, or
  - (ii) if no relevant sub-MAC has been issued in respect of which such a fee has been payable, the relevant vehicle.

(5) A fee of £34 shall be payable for the issue of a sub-MAC in addition to the fee payable under regulation 9, where—

- (a) the sub-MAC is issued as a result of an application made on or after the first anniversary on the basis of a vehicle being a low volume type approval vehicle;
- (b) no relevant sub-MAC has been issued as a result of an application made in the relevant period in which the application for the sub-MAC was made; and
- (c) it appears to the Secretary of State from information supplied or confirmed by the applicant that the vehicle differs in detail from—
  - (i) the vehicle which was the subject of the last of the relevant sub-MACs in respect of which a fee was payable under this paragraph or paragraph (6), or
  - (ii) if no relevant sub-MAC has been issued in respect of which such a fee has been payable, the relevant vehicle.

(6) A fee of £34 shall be payable for the issue of a sub-MAC in addition to the fee payable under regulation 9, where—

- (a) the sub-MAC is issued as a result of an application made on the basis of a vehicle being a low volume type approval vehicle;
- (b) 199 relevant sub-MACs, and no more, have been issued as a result of applications made on or after the relevant date; and
- (c) it appears to the Secretary of State from information supplied or confirmed by the applicant that the vehicle differs in detail from—
  - (i) the vehicle which was the subject of the last of the relevant sub-MACs in respect of which a fee was payable under paragraph (5) or this paragraph, or
  - (ii) if no relevant sub-MAC has been issued in respect of which such a fee has been payable, the relevant vehicle.

#### **Fees—visits outside the United Kingdom**

11.—(1) Subject to paragraph (2), where, in connection with an application for or the performance of, the carrying out, or supervision by the Secretary of State, of an examination of a vehicle or vehicle part, a visit to a place outside the United Kingdom is made, or is arranged to be made, by one or more officers of the Department of the Environment, Transport and the Regions, then in addition to the fee or fees prescribed by the regulations above, there shall be paid by the applicant on demand by the Secretary of State a further fee equal to the total of—

- (a) the travelling and subsistence expenses reasonably incurred or expected to be incurred by each person so acting in relation to the application or examination (including expenses outstanding after the cancellation of any travelling or subsistence arrangements which result from the withdrawal of any such application); and
  - (b) the whole, or such proportion as the Secretary of State may determine is reasonably attributable to the application or examination, of a sum of £55 for each hour spent or expected to be spent by each person so acting whilst travelling otherwise than on land in the United Kingdom, wholly or partly in relation to the application or examination.
- (2) The references to expenses in paragraph (1)(a) do not include any expenses relating to—
- (a) travelling on land in the United Kingdom; or
  - (b) any flight which both begins and ends in the United Kingdom.
- (3) Where, at the applicant's request, the visit referred to in paragraph (1) is made, or is arranged to be made, by one or more persons appointed by the Secretary of State to act on his behalf, not being an officer or officers of the Department of the Environment, Transport and the Regions, then in addition to the fee or fees prescribed by the regulations above, there shall be paid by the applicant on demand by or on behalf of the Secretary of State, a fee equal to that person's or, as the case may be, those persons', expenses and charges incurred or expected to be incurred in respect of travelling and subsistence and time spent travelling; such expenses and charges to be calculated on a basis to be agreed in advance with the applicant.
- (4) If—
- (a) payments have been made in accordance with paragraph (1) or (3) in respect of travelling and subsistence expenses expected to be incurred, or in respect of time expected to be spent in travelling; and
  - (b) the amount of travelling and subsistence expenses actually incurred or the time actually spent travelling in consequence of the application is greater or less than was expected,
- the fee payable under those paragraphs shall be re-calculated by reference to the actual travelling and subsistence expenses incurred and the actual time spent travelling, and the difference shall be paid by, or as the case may be, refunded to, the applicant.

### **Payment of fees**

**12.—**(1) The fee for—

- (a) the carrying out or supervision, by or on behalf of the Secretary of State, of an examination of a vehicle or a vehicle part; and
- (b) any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4),

shall be paid when the applicant is notified by the Secretary of State of the amount payable.

(2) Any fee payable in accordance with paragraph (1), other than a fee payable by virtue of regulation 5 or 6, shall, subject to paragraphs (3) and (4), be calculated by reference to the Secretary of State's estimate of the duration of the work likely to be required.

(3) If during the course of the work the Secretary of State estimates that the duration of the work likely to be required is greater than that estimated under paragraph (2), the fee shall be recalculated by reference to that greater estimate, and the excess, if any, over the fee originally payable shall be paid by the applicant.

(4) If the duration of the work actually required is greater or less than its estimated or re-estimated duration, the fee shall be recalculated by reference to the actual duration and the difference shall be paid by, or, as the case may be, refunded to, the applicant.

(5) The fee for the issue of a document specified in Schedule 3 or 4 shall be paid—

- (a) in the case where the examination of the vehicle or vehicle part is required before the document is issued, when the applicant is notified of the result of the examination; and
- (b) in any other case, when the application is made for the issue of the document.

(6) The fee for the issue of a sound level measurement certificate shall be paid when the application is made for the issue of the certificate.

### **Fees on withdrawals and cancellations**

**13.**—(1) Subject to regulations 14, 19 and 20, if an applicant—

- (a) after he has been notified of the time and place for the examination withdraws his application; or
- (b) does not submit the vehicle or vehicle part for the examination at the time and place fixed therefor,

he shall be liable to pay a cancellation fee to cover the abortive work involved in dealing with the application and making arrangements for the examination.

(2) In the case of an examination of a vehicle or vehicle part for which a fee is payable by virtue of regulation 4(1)—

- (a) if the Secretary of State is, not less than 7 days before the date fixed for the examination, notified of the withdrawal or the intention not to submit the vehicle or vehicle part for the examination, the cancellation fee shall be £112;
- (b) if the Secretary of State is not so notified, the cancellation fee shall be £246 plus any wasted expenses reasonably incurred by the Secretary of State in the provision of any facility for the particular examination.

(3) In the case of an examination of a vehicle or vehicle part for which a fee is payable by virtue of regulation 4(3) the cancellation fee shall be calculated on a basis to be agreed in advance with the applicant.

(4) In the case of an examination of a vehicle to which a fee specified in Schedule 1 or 2 applies—

- (a) if the Secretary of State is, not less than 14 days before the date fixed for the examination, notified of the withdrawal or the intention not to submit the vehicle for the examination, the cancellation fee shall be £109;
- (b) if the Secretary of State is not so notified, the cancellation fee shall be £321.

(5) Any cancellation fee for which an applicant is liable in accordance with the foregoing provisions of this regulation shall be provided—

- (a) in a case where the applicant has made a payment in respect of the fee prescribed by these Regulations for the examination in question, by the Secretary of State retaining the cancellation fee from the sum which has been paid; or
- (b) in any other case by the applicant paying the cancellation fee to the Secretary of State within 14 days of the issue by the Secretary of State of a request for such payment.

(6) An applicant who is liable for a cancellation fee under this regulation in respect of an application shall also be liable for any fee payable under regulation 11, but all other fees under these Regulations in respect of the application shall be reduced to nil (the balance of any sums paid in respect of the application being refundable).

### **Submission of alternative vehicle or vehicle part for examination**

**14.** Where an applicant does not wish, or is unable, to submit the vehicle or vehicle part in respect of which the application was made for examination at the time and place appointed, but is able to submit for examination at that time and place some other vehicle or vehicle part which can conveniently be fitted into the programme of examinations being carried out at that place and in respect of which he has made an application, he shall be entitled, subject to any adjustment by way of refund or additional payment so as to secure that the appropriate fee is paid for the examination which actually takes place, to have the sum which he originally paid applied in payment of the fee for that examination without being liable to pay a cancellation fee under regulation 13(1), but in that event he shall pay the appropriate fee prescribed by these Regulations when applying for a new appointment for the examination which he originally sought.

### **Fees to be paid in relation to notifiable alterations**

**15.** The fee prescribed in respect of a notification made in accordance with a condition attached to a type approval certificate pursuant to section 56(1)(b) issued in respect of a vehicle to which the Great Britain Regulations for Goods Vehicles apply shall be determined by the amount of work involved charged at the hourly rate specified in regulation 4(1), but if the vehicle is in category N1—

- (a) that sum shall not become due until the next anniversary of the date that the type approval certificate was issued, and
- (b) if there is more than one such notification during any period of 12 months ending immediately before such an anniversary, the fee shall only be payable in respect of the first notification.

### **Approval of facilities**

**16.**—(1) Subject to regulations 18, 19 and 20, the fee prescribed for examining premises with a view to their being approved by the Secretary of State for the examination of vehicles or vehicle parts for the purposes of the national type approval scheme or for the purposes of a Community instrument or ECE Regulation shall be determined by the amount of work involved charged at the hourly rate specified in regulation 4(1).

(2) Regulation 11 shall apply to an application for such an approval as it applies to an application for an examination of a vehicle as mentioned in that regulation.

### **Advice on procedures for securing conformity of production**

**17.**—(1) Subject to regulations 18, 19 and 20, the fee prescribed for advice given to a manufacturer by an officer of the Department of the Environment, Transport and the Regions on whether his arrangements or proposed arrangements for securing conformity of production of vehicles are likely to be accepted by the Secretary of State for the purposes of the national type approval scheme or for the purposes of any Community instrument or ECE Regulation shall be determined by the amount of work involved charged at the hourly rate specified in regulation 4(1).

(2) Where, at the applicant's request, such advice is given by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, a fee shall be payable equal to that person's charges; such charges to be calculated on a basis to be agreed in advance with the applicant.

### **Out of hours working**

**18.**—(1) Subject to regulations 19 and 20, where, in relation to—

- (a) an examination carried out or proposed to be carried out,
- (b) an inspection of data carried out or proposed to be carried out,
- (c) the examining of premises, or
- (d) advice given to a manufacturer,

work is carried out, at the applicant's request, out of hours, any sum which would otherwise be payable in respect of that work by virtue of regulation 4(1), 7(1), 16(1) or 17(1), shall be increased by 31 per cent.

(2) In this regulation "out of hours" means, subject to paragraph (3), at any time—

- (a) on any day which is a Saturday, Sunday, Good Friday, Christmas Day or a Bank holiday (as defined in the Banking and Financial Dealings Act 1971<sup>(a)</sup>); or
- (b) on any other day, other than between 8.00 am and 6.00 pm.

(3) In relation to work carried out in any of the countries referred to in regulation 19 or 20, the expression "out of hours" shall be construed as if the reference to Good Friday, Christmas Day or a Bank holiday were omitted.

### **Fees—work carried out in the United States of America, Canada or Mexico**

**19.** In relation to—

- (a) an examination carried out or proposed to be carried out,
- (b) an inspection of data carried out or proposed to be carried out,
- (c) the issue of a document,
- (d) the examining of premises, or
- (e) advice given to a manufacturer,

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(a) 1971 c. 80.

in the United States of America, Canada or Mexico by a person resident in the United States of America and acting for or on behalf of the Secretary of State, any sum which would otherwise be payable by virtue of regulation 4(1), 5, 6, 7(1), 9, 13, 16(1), 17(1) or 18 shall be increased by 43.5 per cent.

**Fees—work carried out in Japan, China, South Korea, Malaysia or Taiwan**

20. In relation to—

- (a) an examination carried out or proposed to be carried out,
- (b) an inspection of data carried out or proposed to be carried out,
- (c) the issue of a document,
- (d) the examining of premises, or
- (e) advice given to a manufacturer,

in Japan, China, South Korea, Malaysia or Taiwan by a person resident in Japan and acting for or on behalf of the Secretary of State, any sum which would otherwise be payable by virtue of regulation 4(1), 5, 6, 7(1), 9, 13, 16(1), 17(1) or 18 shall be increased by 59 per cent.

Signed by authority of the Secretary of State

19th July 1999

*Larry Whitty*  
Parliamentary Under Secretary of State,  
Department of the Environment, Transport and the Regions

We consent to the making of these Regulations to the extent that they are made in exercise of the powers conferred by section 56(1) and (2) of the Finance Act 1973.

26th July 1999

*Bob Ainsworth*  
*Jim Dowd*  
Two of the Lords Commissioners  
of Her Majesty's Treasury

**SCHEDULE 1**

Regulations 5 and 6

**FEEES FOR THE EXAMINATION OF A COMPLETE VEHICLE TO WHICH  
THE GREAT BRITAIN REGULATIONS OR THE EUROPEAN REGULATIONS  
APPLY WITH A VIEW TO THE ISSUE OF CERTAIN DOCUMENTS****PART I****THE GREAT BRITAIN REGULATIONS**

<i>(1)</i> <i>Description of examination</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
Examination of a vehicle with a view to the issue of a type approval certificate	60000	1,694
Examination of a vehicle with a view to the issue of a Minister's approval certificate under section 58(1)	60001	1,694
Examination of a vehicle where there has been a valid application for a certificate by virtue of section 58(4)	60002	1,655

**PART II****THE GREAT BRITAIN REGULATIONS (LOW VOLUME TYPE APPROVAL)**

<i>(1)</i> <i>Description of examination</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
Examination of a low volume type approval vehicle with a view to the issue of a Minister's approval certificate under section 58(1)	60010	1,692
Examination of a low volume type approval vehicle where there has been a valid application for a certificate by virtue of section 58(4)	60011	589

**PART III****THE EUROPEAN REGULATIONS**

<i>(1)</i> <i>Description of examination or part of examination</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
Receipt of application and planning of the examination process	60020	280
Examination of a vehicle	60021	1,794
Compilation and administrative checking of documentation in relation to:		
(a) each type of vehicle, and	60022	393
(b) for each variant—		
(i) where less than 5 versions are involved	60023	47
(ii) where 5 or more versions are involved	60024	95



<i>(1)</i> <i>Description of examination or part of examination</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
Further compilation and administrative checking of documentation, submitted in place of original documentation, in relation to:		
(a) each type of vehicle, and	60025	195
(b) for each variant–		
(i) where less than 5 versions are involved	60026	24
(ii) where 5 or more versions are involved	60027	47

**SCHEDULE 2**

**Regulation 5(2) and (3)**

**FEES FOR THE EXAMINATION WITH A VIEW TO THE ISSUE OF CERTAIN DOCUMENTS OF A COMPLETE VEHICLE TO WHICH THE GREAT BRITAIN REGULATIONS FOR GOODS VEHICLES APPLY**

<i>(1)</i> Description of examination	<i>(a)</i> L2, L5, N1		<i>(b)</i> N2		<i>(c)</i> N3					
					2 axle		3 axle		4 axle	
	<i>Fee No.</i>	<i>Fee (£)</i>	<i>Fee No.</i>	<i>Fee (£)</i>	<i>Fee No.</i>	<i>Fee (£)</i>	<i>Fee No.</i>	<i>Fee (£)</i>	<i>Fee No.</i>	<i>Fee (£)</i>
Examination of a type vehicle consisting of 50 or less variants with a view to the issue of a type approval certificate	70000	828	70001	1,517	70002	2,387	70003	2,631	70004	2,631
Examination of a type vehicle consisting of more than 50 variants with a view to the issue of a type approval certificate	70005	828	70006	1,517	70007	2,918	70008	3,481	70009	3,481
Examination of a vehicle with a view to the issue of a Minister's approval certificate under section 58(1)	70010	828	70011	1,114	70012	1,358	70013	1,390	70014	1,390
Examination of a vehicle with a view to the issue of a Minister's approval certificate under section 58(4)	70015	796	70016	1,082	70017	1,326	70018	1,326	70019	1,326

**SCHEDULE 3**

**Regulation 9(1)**

**FEEES FOR THE ISSUE OF DOCUMENTS IN RESPECT OF VEHICLE PARTS**

<i>(1)</i> Description of document	<i>(2)</i> Fee No.	<i>(3)</i> Amount of fee (£)
(A) ECE REGULATIONS		
Type approval certificate	80000	34
Type approval certificate modifying a type approval certificate	80001	72
(B) COMMUNITY INSTRUMENTS		
Type approval certificate	80002	34
Issuing of amended pages and index sheet of an information package in accordance with the first indent of article 5(3) of the Framework Directive, in relation to a previously issued type approval certificate, where an extension to the original approval is deemed unnecessary	80003	34
Issuing of an amended type approval certificate together with amended pages and index sheet of information package in accordance with the second indent of article 5(3) of the Framework Directive, in relation to a previously issued type approval certificate, where an extension to the original approval is deemed necessary	80004	72
(C) NATIONAL TYPE APPROVAL SCHEME		
Type approval certificate	80005	34
Minister's approval certificate under section 58(1)	80006	34
(D) DUPLICATE		
Duplicate type approval, Minister's approval, EEC or ECE type approval certificate	80007	45
(E) LETTERS OF COMPLIANCE OR NO CONCERN		
Acknowledgement at the request of the holder:	80008	34
(i) that its type approved products are recognised as being tested and in conformity with the type approval standards and are suitable for use on roads in this country; or		
(ii) that, notwithstanding a departure from the particulars specified in a type approval, Minister's approval, EEC or ECE type approval certificate, or in a related information document, an application for an extension, variation or substitution of those documents is considered to be unnecessary		

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NB Where both EEC and ECE certificates are issued concurrently in respect of the same vehicle part, the total fee for two certificates shall be one and a half times Nos 80000, 80001, 80002, 80003 or 80004 above as appropriate.

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**SCHEDULE 4****Regulation 9(2), (3) and (4)****FEEs FOR THE ISSUE OF DOCUMENTS IN RESPECT OF VEHICLES****PART I****VEHICLES TO WHICH THE GREAT BRITAIN REGULATIONS APPLY**

<i>(1)</i> <i>Description of document</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
<b>(A) TYPE APPROVAL CERTIFICATES</b>		
Type approval certificate in respect of a type vehicle not being issued in replacement of one or more Minister's approval certificates	80011	504
Type approval certificate in respect of a type vehicle issued in replacement of one or more Minister's approval certificates	80012	75
Duplicate type approval certificate	80013	45
<b>(B) MINISTER'S APPROVAL CERTIFICATES</b>		
Minister's approval certificate under section 58(1) when issued after a complete examination of a vehicle which is not a low volume type approval vehicle	80014	287
Minister's approval certificate issued by virtue of section 58(4) in respect of a vehicle which is not a low volume type approval vehicle	80015	0.32
Duplicate Minister's approval certificate for a vehicle which is not a low volume type approval vehicle	80016	45
<b>(C) LOW VOLUME MINISTER'S APPROVAL CERTIFICATES</b>		
Minister's approval certificate under section 58(1) when issued after a complete examination of a vehicle which is a low volume type approval vehicle	80017	287
Minister's approval certificate issued by virtue of section 58(4) in respect of a vehicle which is a low volume type approval vehicle	80018	1.10
Duplicate Minister's approval certificate for a vehicle which is a low volume type approval vehicle	80019	45

## PART II

### VEHICLES TO WHICH THE GREAT BRITAIN REGULATIONS FOR GOODS VEHICLES APPLY

<i>(1)</i> <i>Description of document</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
<b>(A) TYPE APPROVAL CERTIFICATES</b>		
Type approval certificate in respect of a type vehicle consisting of 50 or less variants	80030	183
Type approval certificate in respect of a type vehicle consisting of more than 50 variants	80031	217
Type approval certificate in respect of a type vehicle issued in replacement of one or more Minister's approval certificates	80032	75
Further type approval certificate issued in replacement of a certificate issued under section 55(4)	80033	75
Duplicate type approval certificate	80034	45
<b>(B) MINISTER'S APPROVAL CERTIFICATES</b>		
Minister's approval certificate under section 58(1) when issued after a complete examination of a vehicle	80035	109
Minister's approval certificate under section 58(1) when issued after a partial examination of a vehicle	80036	75
Minister's approval certificate issued by virtue of section 58(4) in respect of a vehicle	80037	0.64
Duplicate Minister's approval certificate for a vehicle	80038	45

## PART III

### VEHICLES TO WHICH THE EUROPEAN REGULATIONS APPLY

<i>(1)</i> <i>Description of document</i>	<i>(2)</i> <i>Fee No.</i>	<i>(3)</i> <i>Amount of fee (£)</i>
Type approval certificate issued in accordance with article 4(1)(a) of the Framework Directive	80050	68
Duplicate of a type approval certificate which was issued in accordance with article 4(1)(a) of the Framework Directive	80051	45
Issue of amended pages and index sheet of an information package in accordance with the first indent of article 5(4) of the Framework Directive, in relation to a previously issued type approval certificate, where an extension to the original approval is deemed unnecessary	80052	34
Issue of an amended type approval certificate together with amended pages and index sheet of an information package in accordance with the second indent of article 5(4) of the Framework Directive, in relation to a previously issued type approval certificate, where an extension to the original approval is deemed necessary	80053	68

**SCHEDULE 5**

**Regulation 3(2)**

**PART I**

**COMMUNITY DIRECTIVES**

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>Principal</i> <i>Directive</i>	<i>(3)</i> <i>Amending</i> <i>Directives</i>	<i>(4)</i> <i>Official Journal</i> <i>references</i>	<i>(5)</i> <i>Subject matter</i>
1	70/157/EEC	73/350/EEC* 77/212/EEC 81/334/EEC* 84/372/EEC* 84/424/EEC 89/491/EEC* 92/97/EEC 96/20/EC*	L42, 23.2.70, p. 16 L321, 22.11.73, p. 33 L66, 12.3.77, p. 33 L131, 18.5.81, p. 6 L196, 26.7.84, p. 47 L238, 6.9.84, p. 31 L238, 15.8.89, p. 43 L371, 19.12.92, p. 1 L92, 13.4.96, p. 23	Sound levels
2	70/220/EEC	74/290/EEC 77/102/EEC* 78/665/EEC* 83/351/EEC 88/76/EEC 88/436/EEC 89/458/EEC 89/491/EEC* 91/441/EEC 93/59/EEC 94/12/EEC+ 96/44/EC* 96/69/EC+ 98/69/EC+ 98/77/EC*	L76, 6.4.70, p. 1 L159, 15.6.74, p. 61 L32, 3.2.77, p. 32 L223, 14.8.78, p. 48 L197, 20.7.83, p. 1 L36, 9.2.88, p. 1 L214, 6.8.88, p. 1 L226, 3.8.89, p. 1 L238, 15.8.89, p. 43 L242, 30.8.91, p. 1 L186, 28.7.93, p. 21 L100, 19.4.94, p. 42 L210, 20.8.96, p. 25 L282, 1.11.96, p. 64 L350, 28.12.98, p. 1 L286, 23.10.98, p. 34	Emissions
3	70/221/EEC	79/490/EEC* 81/333/EEC* 97/19/EC*	L76, 6.4.70, p. 23 L128, 26.5.79, p. 22 L131, 18.5.81, p. 4 L125, 16.5.97, p. 1	Fuel tanks/rear protective devices
4	70/222/EEC		L76, 6.4.70, p. 25	Rear registration plate space
5	70/311/EEC	92/62/EEC* 1999/7/EC*	L133, 18.6.70, p. 10 L199, 18.7.92, p. 33 L40, 13.2.99, p. 36	Steering equipment
6	70/387/EEC	98/90/EC*	L176, 10.8.70, p. 5 L337, 12.12.98, p. 29	Doors, latches and hinges
7	70/388/EEC		L176, 10.8.70, p. 12	Audible warning
8	71/127/EEC	79/795/EEC* 85/205/EEC* 86/562/EEC* 88/321/EEC*	L68, 22.3.71, p. 1 L239, 22.9.79, p. 1 L90, 29.3.85, p. 1 L327, 2.11.86, p. 49 L147, 14.6.88, p. 77	Rear view mirrors
9	71/320/EEC	74/132/EEC* 75/524/EEC* 79/489/EEC* 85/647/EEC* 88/194/EEC*	L202, 6.9.71, p. 37 L74, 19.3.74, p. 7 L236, 8.9.75, p. 3 L128, 26.5.79, p. 12 L380, 31.12.85, p. 1 L92, 9.4.88, p. 47	Braking

<i>(1) Item No.</i>	<i>(2) Principal Directive</i>	<i>(3) Amending Directives</i>	<i>(4) Official Journal references</i>	<i>(5) Subject matter</i>
10	72/245/EEC	91/422/EEC* 98/12/EC*	L233, 22.9.91, p. 21 L81, 27.1.98, p. 1	Suppression (radio)
11	72/306/EEC	89/491/EEC* 95/54/EC*	L152, 6.7.72, p. 15 L238, 15.8.89, p. 43 L266, 8.11.95, p. 1	Diesel smoke
12	74/60/EEC	78/632/EEC*	L190, 20.8.72, p. 1 L238, 15.8.89, p. 43 L125, 16.5.97, p. 21	Interior fittings
13	74/61/EEC	95/56/EC*	L38, 11.2.74, p. 2 L206, 29.7.78, p. 26	Anti-theft devices
14	74/151/EEC	88/410/EEC* 97/54/EC+ 98/38/EC*	L38, 11.2.74, p. 22 L286, 29.11.95, p. 1	Tractors
15	74/152/EEC	88/412/EEC* 97/54/EC+ 98/89/EC*	L84, 23.8.74, p. 25 L200, 26.7.88, p. 27 L277, 10.10.97, p. 24 L170, 16.6.98, p. 13	Tractors
16	74/297/EEC	91/662/EEC*	L84, 23.8.74, p. 33 L200, 26.7.88, p. 31 L277, 10.10.97, p. 24 L322, 1.12.98, p. 40	Protective steering
17	74/346/EEC	97/54/EC+ 98/40/EC*	L165, 20.6.74, p. 16 L366, 31.12.91, p. 1	Tractors
18	74/347/EEC	79/1073/EEC* 97/54/EC+	L191, 15.7.74, p. 1 L277, 10.10.97, p. 24 L171, 17.6.98, p. 28	Tractors
19	74/408/EEC	81/577/EEC 96/37/EC*	L191, 15.7.74, p. 5 L331, 27.12.79, p. 20 L277, 10.10.97, p. 24	Seat strength
20	74/483/EEC	79/488/EEC*	L221, 12.8.74, p. 1 L209, 29.7.81, p. 34 L186, 25.7.96, p. 28	Exterior projections
21	75/321/EEC	88/411/EEC* 97/54/EC+ 98/39/EC*	L266, 2.10.74, p. 4 L128, 26.5.79, p. 1	Tractors
22	75/323/EEC		L147, 9.6.75, p. 24 L200, 26.7.88, p. 30 L277, 10.10.97, p. 24 L170, 16.6.98, p. 15	Tractors—power connections
23	75/443/EEC	97/39/EC*	L147, 9.6.75, p. 38	Speedometer and reverse gear
24	76/114/EEC	78/507/EEC*	L196, 26.7.75, p. 1 L177, 5.7.97, p. 15	Plates (statutory)
25	76/115/EEC	81/575/EEC 82/318/EEC* 90/629/EEC* 96/38/EC*	L24, 30.1.76, p. 1 L155, 13.6.78, p. 31	Seat belt anchorages
26	76/432/EEC		L24, 30.1.76, p. 6 L209, 29.7.81, p. 30 L139, 19.5.82, p. 9 L341, 6.12.90, p. 14 L187, 26.7.96, p. 95	Tractors

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>Principal</i> <i>Directive</i>	<i>(3)</i> <i>Amending</i> <i>Directives</i>	<i>(4)</i> <i>Official Journal</i> <i>references</i>	<i>(5)</i> <i>Subject matter</i>
		96/63/EC* 97/54/EC+	L253, 5.10.96, p. 13 L277, 10.10.97, p. 24	
27	76/756/EEC	80/233/EEC* 82/244/EEC* 83/276/EEC 84/8/EEC* 89/278/EEC* 91/663/EEC* 97/28/EC*	L262, 27.9.76, p. 1 L51, 25.2.80, p. 8 L109, 22.4.82, p. 31 L151, 9.6.83, p. 47 L9, 12.1.84, p. 24 L109, 20.4.89, p. 38 L366, 31.12.91, p. 17 L171, 30.6.97, p. 1	Lighting installation
28	76/757/EEC	97/29/EC*	L262, 27.9.76, p. 32 L171, 30.6.97, p. 11	Reflex reflectors
29	76/758/EEC	89/516/EEC* 97/30/EC*	L262, 27.9.76, p. 54 L265, 12.9.89, p. 1 L171, 30.6.97, p. 25	Lamps (side, rear, stop)
30	76/759/EEC	89/277/EEC* 1999/15/EC*	L262, 27.9.76, p. 71 L109, 20.4.89, p. 25 L97, 12.4.99, p. 14	Direction indicators
31	76/760/EEC	97/31/EC*	L262, 27.9.76, p. 85 L171, 30.6.97, p. 49	Lamps (number plates)
32	76/761/EEC	89/517/EEC* 1999/17/EC*	L262, 27.9.76, p. 96 L265, 12.9.89, p. 15 L97, 12.4.99, p. 45	Headlamps (including bulbs)
33	76/762/EEC	1999/18/EC*	L262, 27.9.76, p. 122 L97, 12.4.99, p. 82	Fog lamps (front)
34	76/763/EEC	97/54/EC+	L262, 27.9.76, p. 135 L277, 10.10.97, p. 24	Tractors
35	77/311/EEC	97/54/EC+	L105, 28.4.77, p. 1 L277, 10.10.97, p. 24	Tractors
36	77/389/EEC	96/64/EC*	L154, 13.6.77, p. 41 L258, 11.10.96, p. 26	Towing hooks
37	77/536/EEC	89/680/EEC 1999/55/EC*	L220, 29.8.77, p. 1 L389, 30.12.89, p. 26 L146, 11.6.99, p. 31	Tractors
38	77/537/EEC	82/890/EEC 97/54/EC+	L220, 29.8.77, p. 38 L378, 31.12.82, p. 45 L277, 10.10.97, p. 24	Tractors
39	77/538/EEC	89/518/EEC* 1999/14/EC*	L220, 29.8.77, p. 60 L265, 12.9.89, p. 24 L97, 12.4.99, p. 1	Fog lamps (rear)
40	77/539/EEC	97/32/EC*	L220, 29.8.77, p. 72 L171, 30.6.97, p. 63	Lamps (reversing)
41	77/540/EEC	1999/16/EC*	L220, 29.8.77, p. 83 L97, 12.4.99, p. 33	Lamps (parking)
42	77/541/EEC	81/576/EEC 82/319/EEC* 90/628/EEC*	L220, 29.8.77, p. 95 L209, 29.7.81, p. 32 L139, 19.5.82, p. 17 L341, 6.12.90, p. 1	Seat belts



<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>Principal</i> <i>Directive</i>	<i>(3)</i> <i>Amending</i> <i>Directives</i>	<i>(4)</i> <i>Official Journal</i> <i>references</i>	<i>(5)</i> <i>Subject matter</i>
43	77/649/EEC	96/36/EC* 81/643/EEC* 88/366/EEC* 90/630/EEC*	L178, 17.7.96, p. 15 L267, 19.10.77, p. 1 L231, 15.8.81, p. 41 L181, 12.7.88, p. 40 L341, 6.12.90, p. 20	Forward vision
44	78/316/EEC	93/91/EEC* 94/53/EC*	L81, 28.3.78, p. 3 L284, 19.11.93, p. 25 L299, 22.11.94, p. 26	Identification of controls
45	78/317/EEC		L81, 28.3.78, p. 27	Defrost/demist
46	78/318/EEC	94/68/EC*	L81, 28.3.78, p. 49 L354, 31.12.94, p. 1	Wash/wipe
47	78/548/EEC		L168, 26.6.78, p. 40	Heating systems
48	78/549/EEC	94/78/EC*	L168, 26.6.78, p. 45 L354, 31.12.94, p. 10	Wheel guards
49	78/764/EEC	83/190/EEC* 87/854/EEC 88/465/EEC* 97/54/EC+ 1999/57/EC*	L255, 18.9.78, p. 1 L109, 26.4.83, p. 13 L192, 11.7.87, p. 43 L288, 17.8.88, p. 31 L277, 10.10.97, p. 24 L148, 15.6.99, p. 35	Tractors
50	78/932/EEC		L325, 20.11.78, p. 1	Head restraints
51	78/933/EEC	97/54/EC+ 1999/56/EC*	L325, 20.11.78, p. 16 L277, 10.10.97, p. 24 L146, 11.6.99, p. 28	Tractors
52	78/1015/EEC	87/56/EEC 89/235/EEC 97/24/EC+	L349, 13.12.78, p. 21 L24, 27.1.87, p. 42 L98, 11.4.89, p. 1 L226, 18.8.97, p. 1	Motor cycle noise
53	79/532/EEC	97/54/EC+	L145, 14.6.79, p. 16 L277, 10.10.97, p. 24	Tractors—Headlamps
54	79/533/EEC	97/54/EC+ 1999/58/EC*	L145, 13.6.79, p. 20 L277, 10.10.97, p. 24 L148, 15.6.99, p. 37	Tractors
55	79/622/EEC	82/953/EEC* 88/413/EEC* 1999/40/EC*	L179, 17.7.79, p. 1 L386, 31.12.82, p. 31 L200, 26.7.88, p. 32 L124, 18.5.99, p. 11	Tractors
56	80/720/EEC	88/414/EEC* 97/54/EC+	L194, 28.7.80, p. 1 L200, 26.7.88, p. 34 L277, 10.10.97, p. 24	Tractors
57	80/780/EEC	80/1272/EEC 97/24/EC+	L229, 30.8.80, p. 49 L375, 31.12.80, p. 73 L266, 18.8.97, p. 1	Motor cycle mirrors
58	80/1268/EEC	89/491/EEC* 93/116/EEC*	L375, 31.12.80, p. 36 L238, 15.8.89, p. 43 L329, 30.12.93, p. 39	Fuel consumption
59	80/1269/EEC	88/195/EEC	L375, 31.12.80, p. 46 L92, 9.4.88, p. 50	Engine power

<i>(1) Item No.</i>	<i>(2) Principal Directive</i>	<i>(3) Amending Directives</i>	<i>(4) Official Journal references</i>	<i>(5) Subject matter</i>
		89/491/EEC* 97/21/EC*	L238, 15.8.89, p. 43 L125, 16.5.97, p. 31	
60	86/297/EEC	97/54/EC+	L186, 8.7.86, p. 19 L277, 10.10.97, p. 24	Tractors
61	86/298/EEC	89/682/EEC	L186, 8.7.86, p. 26 L398, 30.12.89, p. 29	Tractors
62	86/415/EEC	97/54/EC+	L240, 26.8.86, p. 1 L277, 10.10.97, p. 24	Tractors
63	87/402/EEC	89/681/EEC	L220, 8.8.87, p. 1 L398, 30.12.89, p. 27	Tractors
64	88/77/EEC	91/542/EEC 96/1/EC+	L36, 9.2.88, p. 33 L295, 25.10.91, p. 1 L40, 17.2.96, p. 1	Diesel emissions
65	89/173/EEC	97/54/EC+	L67, 10.3.89, p. 1 L277, 10.10.97, p. 24	Tractors
66	89/297/EEC		L124, 5.5.89, p. 1	Lateral protection
67	91/226/EEC		L103, 23.4.91, p. 5	Anti-spray devices
68	92/6/EEC		L57, 2.3.92, p. 27	Speed limiter installation
69	92/21/EEC	95/48/EC*	L129, 14.5.92, p. 1 L233, 30.9.95, p. 73	Masses and dimensions (cars)
70	92/22/EEC		L129, 14.5.92, p. 11	Safety glass
71	92/23/EEC		L129, 14.5.92, p. 95	Tyres
72	92/24/EEC		L129, 14.5.92, p. 154	Speed limiters
73	92/114/EEC		L409, 31.12.92, p. 17	External projections—goods vehicles
74	93/14/EEC		L121, 15.5.93, p. 1	Motor cycle braking
75	93/29/EEC		L188, 29.7.93, p. 1	Motor cycles—controls, tell- tales and indicators
76	93/30/EEC		L188, 29.7.93, p. 11	Motor cycles—audible warning devices
77	93/31/EEC		L188, 29.7.93, p. 19	Motor cycle stands
78	93/32/EEC	1999/24/EC*	L188, 29.7.93, p. 28 L104, 21.4.99, p. 16	Motor cycles—passenger handholds
79	93/33/EEC	1999/23/EC*	L188, 29.7.93, p. 32 L104, 21.4.99, p. 13	Motor cycles—anti theft devices
80	93/34/EEC	1999/25/EC*	L188, 29.7.93, p. 38 L104, 21.4.99, p. 19	Motor cycles—statutory plates
81	93/92/EEC		L311, 14.12.93, p. 1	Motor cycles—lighting installation
82	93/93/EEC		L311, 14.12.93, p. 76	Motor cycles—masses and dimensions
83	93/94/EEC	1999/26/EC*	L311, 14.12.93, p. 83 L118, 6.5.99, p. 32	Motor cycles—space for rear registration plate
84	94/20/EC+		L195, 29.7.94, p. 1	Mechanical coupling devices

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>Principal</i> <i>Directive</i>	<i>(3)</i> <i>Amending</i> <i>Directives</i>	<i>(4)</i> <i>Official Journal</i> <i>references</i>	<i>(5)</i> <i>Subject matter</i>
85	95/1/EC+		L52, 8.3.95, p. 1	Motor cycles—maximum power, speed and torque
86	95/28/EC+		L281, 23.11.95, p. 1	Burning behaviour of materials
87	96/27/EC+		L169, 8.7.96, p. 1	Lateral collision protection
88	96/79/EC+		L18, 21.1.97, p. 1	Frontal collision protection
89	97/24/EC+		L226, 18.8.97, p. 1	Motor cycles
90	97/27/EC+		L233, 25.8.97, p. 1	Masses & dimensions (for other than category M1)
91	97/68/EC+		L59, 27.2.98, p. 1	Non road mobile machinery

NB The Directives marked with a \* are Commission Directives, while those marked with a + are Directives of the European Parliament and the Council. The other Directives are Council Directives.

## PART II

### COMMUNITY REGULATIONS

#### EEC REGULATIONS

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>Principal</i> <i>Regulation</i>	<i>(3)</i> <i>Amending</i> <i>Regulations</i>	<i>(4)</i> <i>Date</i>	<i>(5)</i> <i>Official Journal</i> <i>References</i>
1	1463/70		20.7.1970	L164, 27.7.70, p. 1
		1787/73	25.6.1973	L181, 4.7.73, p. 1
		2828/77	12.12.1977	L334, 24.12.77, p. 5
		3821/85	20.12.1985	L370, 31.12.85, p. 8
		3314/90	16.11.1990	L318, 17.11.90, p. 20
		3688/92	21.12.1992	L374, 22.12.92, p. 12
		2479/95	26.10.1995	L258, 29.11.95, p. 1
		1056/97	11.6.1997	L154, 12.6.97, p. 21
		2135/98	24.9.1998	L274, 9.10.98, p. 1

## PART III

### ECE REGULATIONS

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>ECE</i> <i>Regulation</i>	<i>(3)</i> <i>Amending</i> <i>Series</i>	<i>(4)</i> <i>Date</i>	<i>(5)</i> <i>Subject matter</i>
1	1		8 Aug 60	Headlamps
		1.01	18 Mar 86	
2	2		8 Aug 60	Headlamps
		2.02	27 Nov 78	

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>ECE</i> <i>Regulation</i>	<i>(3)</i> <i>Amending</i> <i>Series</i>	<i>(4)</i> <i>Date</i>	<i>(5)</i> <i>Subject matter</i>
		2.03	9 Mar 86	
3	3		1 Nov 63	Rear reflectors
		3.01	20 Mar 82	
		3.02	1 Jul 85	
4	4		15 Apr 64	Rear registration plates – lights
5	5		30 Sep 67	Sealed beam headlights
		5.01	29 Aug 82	
		5.02	6 Mar 88	
6	6		15 Oct 67	Direction indicators
		6.01	27 Jun 87	
7	7		15 Oct 67	Side, rear and stop lamps
		7.01	15 Aug 85	
		7.02	5 May 91	
8	8		15 Nov 67	Halogen headlamps
		8.01	28 May 71	
		8.02	6 May 74	
		8.03	12 Mar 78	
		8.04	6 July 86	
9	10		1 Apr 69	Radio interference suppression
		10.01	19 Mar 78	
		10.02	3 Dec 97	
10	11		1 Jun 69	Door latches and hinges
		11.01	29 Oct 75	
		11.02	15 Apr 81	
11	12		1 Jun 69	Protective steering
		12.01	3 Nov 75	
		12.02	14 Nov 82	
		12.03	24 Aug 93	
12	13		1 Jun 70	Brakes
		13.01	5 Dec 73	
		13.02	5 Dec 73	
		13.03	4 Jan 79	
		13.04	11 Aug 81	
		13.05	26 Nov 84	
		13.06	22 Nov 90	
		13.07	18 Sept 94	
		13.08	26 Mar 95	
		13.09	1 Oct 96	
13	13H		11 May 98	Brakes – alternative standard
14	14		1 Apr 70	Seat belt anchorages
		14.01	28 Apr 76	
		14.02	22 Nov 84	
		14.03	29 Jan 92	
		14.04	18 Jan 98	
		14.05	4 Feb 99	
15	16		1 Dec 70	Seat belts
		16.01	7 May 73	
		16.02	7 May 73	
		16.03	9 Dec 79	
		16.04	22 Dec 85	

<i>(1)</i> Item No.	<i>(2)</i> ECE Regulation	<i>(3)</i> Amending Series	<i>(4)</i> Date	<i>(5)</i> Subject matter
16	17		1 Dec 70	Seat strength and anchorages
		17.01	2 Jan 76	
		17.02	7 Apr 81	
		17.03	1 May 86	
		17.04	20 Jan 90	
		17.05	26 Dec 96	
		17.06	18 Jan 98	
		17.07	6 Aug 98	
17	18		1 Mar 71	Anti theft
		18.01	24 Nov 80	
		18.02	3 Oct 97	
18	19		1 Mar 71	Front fog lights
		19.01	18 Dec 74	
		19.02	8 May 88	
19	20		1 May 71	Halogen (H4) headlights
		20.01	15 Aug 76	
		20.02	3 Jul 86	
20	21		1 Dec 71	Interior fittings
		21.01	8 Oct 80	
21	23		1 Dec 71	Reversing lights
22	24		1 Dec 71	Emissions
		24.01	11 Sept 73	
		24.02	11 Feb 80	
		24.03	20 Apr 86	
23	25		1 Mar 72	Head restraints
		25.01	11 Aug 81	
		25.02	26 Apr 86	
		25.03	20 Nov 89	
		25.04	15 Jan 97	
24	26		1 Jul 72	External projections
		26.01	11 Sept 73	
		26.02	13 Dec 96	
25	27		15 Sept 72	Warning triangles
		27.01	11 Sep 73	
		27.02	1 Jul 77	
		27.03	3 Mar 85	
26	28		15 Jan 73	Audible warning
27	30		1 Apr 75	Tyres
		30.01	25 Sep 77	
		30.02	15 Mar 81	
28	31		1 May 75	Headlamps halogen (sealed beam)
		31.01	7 Feb 83	
		31.02	30 Mar 88	
29	32		14 Jul 75	Rear impact – passenger cars
30	33		1 Jul 75	Front impact
31	34		1 Jul 75	Fire risks
		34.01	18 Jan 79	
32	35		10 Nov 75	Foot controls

<i>(1)</i> Item No.	<i>(2)</i> ECE Regulation	<i>(3)</i> Amending Series	<i>(4)</i> Date	<i>(5)</i> Subject matter
33	36		1 Mar 76	Public service vehicles
		36.01	8 Feb 82	
		36.02	7 Sept 86	
		36.03	14 Dec 92	
34	37		1 Feb 78	Filament lamps
		37.01	27 Apr 82	
		37.02	27 Oct 83	
		37.03	1 Jun 84	
35	38		1 Aug 78	Rear Fog lamps
36	39		20 Nov 78	Speedmeters
37	40		1 Sept 79	Motor cycle emissions
		40.01	31 May 88	
38	43		15 Feb 81	Glass
39	44		1 Feb 81	Child restraints
		44.01	17 Nov 82	
		44.02	4 Apr 86	
		44.03	12 Sept 95	
40	45		1 Jul 81	Headlamp cleaners
		45.01	9 Feb 88	
41	46		1 Sep 81	Installation of rear-view mirrors
		46.01	5 Oct 87	
42	47		1 Nov 81	Moped emissions
43	48		1 Jan 82	Installations of lights
		48.01	9 Feb 94	
		48.02	27 Feb 99	
44	49		15 Apr 82	Diesel gas emissions
		49.01	14 May 90	
		49.02	30 Dec 92	
45	50		1 Jun 82	Motor cycle lights
46	51		15 Jul 82	Noise
		51.01	27 Apr 88	
		51.02	12 Sep 95	
47	52		1 Nov 82	Small capacity public service vehicles
		52.01	12 Sept 85	
48	53		1 Feb 83	Motor cycle lighting installation
		53.01	7 Feb 99	
49	54		1 Mar 83	Tyres for commercial vehicles and trailers
50	55		1 Mar 83	Mechanical couplings
51	56		15 Jun 83	Moped headlamps
52	57		15 Jun 83	Motor cycle headlamps
		57.01	28 Feb 89	
53	58		1 Jul 83	Goods vehicle underrun protection
		58.01	25 Mar 89	
54	59		1 Oct 83	Replacement silencing systems

<i>(1)</i> <i>Item</i> <i>No.</i>	<i>(2)</i> <i>ECE</i> <i>Regulation</i>	<i>(3)</i> <i>Amending</i> <i>Series</i>	<i>(4)</i> <i>Date</i>	<i>(5)</i> <i>Subject matter</i>
55	60		1 Jul 94	Two wheeled motor cycle and moped driver operated controls
56	61		15 Jul 84	Commercial vehicles external projections
57	62		1 Sep 84	Motor cycle anti-theft devices
58	64		1 Oct 85	Temporary use spare wheels/tyres
59	65		15 Jun 86	Special warning lights
60	66		1 Dec 86	Large passenger vehicles – strength of superstructure
61	67		1 Jun 87	Liquified petroleum gas (LPG) equipment
62	68		1 May 87	Measurement of maximum speed
63	69	69.01	15 May 87 27 Oct 97	Rear marking plates for slow moving vehicles
64	70	70.01	15 May 87 27 Oct 97	Rear marking plates for heavy and long vehicles
65	71		1 Aug 87	Field of vision of tractors
66	72		15 Feb 88	Halogen lights – motor cycles
67	73		1 Jan 88	Lateral protection of goods vehicles
68	74	74.01	15 Jun 88 8 Mar 99	Lighting installation for mopeds
69	75		1 Apr 88	Motor cycle pneumatic tyres
70	76		1 Jul 88	Headlamps – mopeds (driving beam and passing beam)
71	77		30 Sep 88	Parking lamps
72	78	78.01 78.02	15 Oct 88 22 Nov 90 8 Jan 95	Braking – vehicles in categories L1, L2, L3, L4 and L5
73	79	79.01	1 Dec 88 14 Aug 95	Steering equipment
74	80	80.01	23 Feb 89 8 Feb 98	Large passenger vehicles – seats and anchorages
75	81		1 Mar 89	Mirrors for motor cycles
76	82		17 Mar 89	Moped headlamps with filament halogen lamps
77	83	83.01 83.02 83.03	5 Nov 89 30 Dec 92 2 Jul 95 7 Dec 96	Gaseous Emissions
78	84		15 Jul 90	Measurement of fuel consumption

<i>(1)</i> Item No.	<i>(2)</i> ECE Regulation	<i>(3)</i> Amending Series	<i>(4)</i> Date	<i>(5)</i> Subject matter
79	85		15 Sep 90	Engine power – vehicles in categories N1, N2, N3, M1, M2 and M3
80	86		1 Aug 90	Tractor lighting installation
81	87		1 Nov 90	Daytime running lamps
82	89		1 Oct 92	Speed limiters
83	90	90.01	1 Nov 92 18 Sep 94	Replacement brake lining assemblies
84	91		15 Oct 93	Side-marker lamps
85	93		27 Feb 94	Front underrun protection
86	94	94.01	1 Oct 95 12 Aug 98	Frontal collision
87	95	95.01	6 Jul 95 12 Aug 98	Lateral collision
88	96		15 Dec 95	Emissions of tractors
89	97		1 Jan 96	Vehicle alarm systems
90	98		15 Apr 96	Gas discharge headlamps
91	99		15 Apr 96	Gas discharge light sources
92	100		23 Aug 96	Battery electric vehicles
93	101		1 Jan 97	Fuel consumption
94	102		13 Dec 96	Close-coupling devices
95	103		23 Feb 97	Replacement catalytic converters
96	104		15 Jan 98	Retro-reflection markings for heavy and long vehicles
97	105		7 May 98	Vehicles for the carriage of dangerous goods
98	106		7 May 98	Tractor tyres
99	107		18 Jun 98	Double deck buses
100	108		23 Jun 98	Retreaded tyres
101	109		23 Jun 98	Retreaded tyres for goods vehicles



## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

1. These Regulations replace with modifications the Motor Vehicles (Type Approval and Approval Marks) (Fees) Regulations 1997, which are revoked.
2. These Regulations prescribe the fees payable for the examination of vehicles and vehicle parts, the examination of complete vehicles and the issue of documents in connection with—
  - (a) the type approval of vehicles and vehicle parts and the authorisation of the application of approval marks to vehicles and vehicle parts for the purposes of Community Instruments and ECE Regulations; and
  - (b) the national scheme for the type approval of vehicles and vehicle parts established under sections 54 to 66 of the Road Traffic Act 1988, the Motor Vehicles (Type Approval) (Great Britain) Regulations 1984 (S.I. 1984/981) and the Motor Vehicles (Type Approval for Goods Vehicles) (Great Britain) Regulations 1982 (S.I. 1982/1271).
3. The Regulations also prescribe the fees payable for—
  - (a) the examination of premises with a view to their being approved for the purposes of carrying out examinations in accordance with a type approval scheme, a Community Instrument or an ECE Regulation; and
  - (b) advising a manufacturer whether his arrangements for securing conformity of production are likely to be accepted by the Secretary of State.
4. The Regulations make the following changes of substance.
5. With the exception of the fees for the examination of a complete vehicle under the national type approval scheme and the examination of a vehicle with a view to the issue of an EC vehicle type approval certificate, which remain fixed in accordance with regulations 5 and 6 (but subject to an increase of 7%), regulation 4 moves away from the previous system of fixed fees for examinations of vehicles or parts of vehicles.
6. An examination of a vehicle or vehicle part carried out or supervised by an officer of the Department of the Environment, Transport and the Regions and any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4) is subject to a fee determined by the amount of work involved charged at the hourly rate of £82. Where the Secretary of State hires any premises or equipment for the purposes of such an examination a further fee is payable equal to the cost of the hiring.
7. Where such an examination is, at the applicant's request, carried out or supervised by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, the fee payable will be equal to that person's charges, such charges being calculated on a basis to be agreed in advance with the applicant. In addition, where an officer of that Department undertakes any administrative work associated with that examination (other than the issue of any document referred to in the previous paragraph) a further fee is payable determined by the amount of work involved charged at the hourly rate of £82.
8. Regulation 7 provides that the fee for the inspection of data by an officer of the Department of the Environment, Transport and the Regions, with a view to the issue of certain certificates in circumstances where an examination is unnecessary, is to be determined by the amount of work involved charged at the hourly rate of £82. Where, at the applicant's request, the inspection is carried out by a person appointed by the Secretary of State to act on his behalf, not being an officer of that Department, the fee payable will be equal to that person's charges, such charges being calculated on a basis to be agreed in advance with the applicant.
9. Regulations 9 and 10 retain the fixed fee basis for the issue of documents but subject to an overall increase of 7%.
10. Although the travelling and subsistence fee relating to a visit outside the United Kingdom, in connection with an examination by one or more officers of the Department of the Environment, Transport and the Regions, remains the same, regulation 11 provides for such a fee to be payable where, at the applicant's request, a visit is made by one or more persons, not being

officers of that Department. In such a case, the fee will be equal to that person's or those persons' expenses and charges incurred or expected to be incurred in respect of travelling and subsistence and time spent travelling and will be calculated on a basis to be agreed in advance with the applicant.

**11.** In accordance with regulation 12, any fee for the carrying out or supervision, by or on behalf of the Secretary of State, of an examination of a vehicle or vehicle part and any associated administrative work (other than the issue of a sound level measurement certificate or any document of a type specified in Schedule 3 or 4) is to be paid when the applicant is notified of the fee payable. The fee payable will initially be calculated by reference to the Secretary of State's estimate of the duration of the work likely to be required but it will be subject to recalculation to ensure that the fee actually paid reflects the work carried out.

**12.** By regulation 13 the fees on withdrawals and cancellations are increased by 7% except that in the case of an examination which, at the applicant's request, is carried out or supervised by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, any cancellation fee is to be calculated on a basis to be agreed in advance with the applicant.

**13.** By regulation 16 the hourly rate for determining the fee for examining premises with a view to their being approved by the Secretary of State for the examination of vehicles or vehicle parts is increased by 2.5% from £80 to £82.

**14.** By regulation 17 the hourly rate for determining the fee for advising a manufacturer on whether his arrangements or proposed arrangements for securing conformity of production of vehicles are likely to be accepted by the Secretary of State is increased by 2.5% from £80 to £82. Where, however, such advice is, at the applicant's request, given by a person appointed by the Secretary of State to act on his behalf, not being an officer of the Department of the Environment, Transport and the Regions, the fee payable is to be equal to that person's charges; such charges to be calculated on a basis to be agreed in advance with the applicant.

**15.** Regulation 18 introduces a supplement of 31% in respect of the fees for certain work carried out at the applicant's request 'out of hours'.

**16.** Work carried out in the United States of America, Canada or Mexico by a person resident in the United States of America and acting for or on behalf of the Secretary of State will be subject to a mark-up of 43.5%. This figure was previously but erroneously stated as being 68%. In practice the mark-up was charged at approximately 33% thereby giving rise to an increase of approximately 10%.

**17.** Work carried out in Japan, China, South Korea, Malaysia or Taiwan by a person resident in Japan and acting for or on behalf of the Secretary of State will be subject to a reduced mark-up of 59% (previously the equivalent of almost 100%).

**18.** Copies of the ECE Regulations and Community Instruments referred to in these Regulations may be obtained from the Stationery Office.