

2004 No. 1773

ROAD TRAFFIC

**The Road Vehicles (Registration and Licensing) (Amendment
No. 2) Regulations 2004**

<i>Made</i> - - - -	<i>7th July 2004</i>
<i>Laid before Parliament</i>	<i>19th July 2004</i>
<i>Coming into force</i> - -	<i>16th August 2004</i>

The Secretary of State for Transport, in exercise of the powers conferred by sections 22(1)(h) and (i) and 57(1), (2)(a) and (3)(b) of the Vehicle Excise and Registration Act 1994(a), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Road Vehicles (Registration and Licensing) (Amendment No. 2) Regulations 2004 and shall come into force on 16th August 2004.

Preliminary

2. The Road Vehicles (Registration and Licensing) Regulations 2002(b) shall be further amended in accordance with the following provisions of these Regulations.

Interpretation

3. In regulation 3 after paragraph (1) there shall be inserted the following paragraph—

“(1A) For the purposes of these Regulations “the registration document fee exemption” applies in relation to the issue of a new registration document for a vehicle if the following conditions are satisfied—

- (a) the vehicle has sustained damage to its bodywork;
- (b) the insurer of the vehicle has notified the Secretary of State that the vehicle was capable of being repaired but that the cost to the insurer of having it repaired would exceed the value of the vehicle in the condition in which it was immediately before it sustained the damage; and
- (c) the last registration document to be issued for the vehicle was destroyed by the insurer in accordance with regulation 20(5).”

(a) 1994 c. 22; in section 22(1), paragraph (h) was amended, and paragraph (i) inserted, by the Finance Act 1996 (c. 8), Schedule 2, paragraph 4(1), (4) and (5).
(b) S.I. 2002/2742; relevant amending instrument is S.I. 2004/238.

Issue of replacement registration document

4. In regulation 13(2A) after “shall” there shall be inserted “, unless the registration document fee exemption applies,”.

Correction of registration document

5. In regulation 14(2A) after “new registration document and” there shall be inserted “, except where the registration document fee exemption applies, by”.

Notification of alteration to a vehicle

6. In regulation 16(1A) after “new registration document and” there shall be inserted “, except where the registration document fee exemption applies, by”.

Notification of a change of the keeper’s name or address

7. In regulation 18(1A) after “new registration document and” there shall be inserted “, except where the registration document fee exemption applies, by”.

Change of keeper: registration document issued in Great Britain before 24th March 1997

8. In regulation 21(3A) after “new registration document” there shall be inserted “and, except where the registration document fee exemption applies, that application shall be”.

Change of keeper: registration document issued in Great Britain on or after 24th March 1997 and the new keeper not a vehicle trader

9. In regulation 22(3) after “new registration document” there shall be inserted “and, except where the registration document fee exemption applies, that application shall be”.

Change of keeper: obligations of vehicle traders where registration document issued in Great Britain on or after 24th March 1997

10.—(1) Regulation 24 shall be amended as follows.

(2) In paragraph (2A) after “new registration document” there shall be inserted “and, except where the registration document fee exemption applies, that application shall be”.

(3) In paragraph (6) after “new registration document” there shall be inserted “and, except where the registration document fee exemption applies, that application shall be”.

Change of keeper: registration document issued in Northern Ireland

11.—(1) Regulation 25 shall be amended as follows.

(2) In paragraph (1A) after “new registration document and” there shall be inserted “, except where the registration document fee exemption applies, by”.

(3) In paragraph (2A) after “new registration document” there shall be inserted “and, except where the registration document fee exemption applies, that application shall be”.

Signed by authority of the Secretary of State

7th July 2004

David Jamieson
Parliamentary Under Secretary of State,
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Road Vehicles (Registration and Licensing) Regulations 2002, so as to provide that the fee of £19, payable to the Secretary of State under regulations 13, 14, 16, 18, 21, 22, 24 and 25 of those Regulations in respect of a registration document which has been, or may have been, lost, stolen, damaged or destroyed, is not to be payable where “the registration document fee exemption” applies. *Regulation 3* of these Regulations inserts a new paragraph (1A) into regulation 3 of the 2002 Regulations defining the circumstances in which that exemption applies.

A full regulatory impact assessment has not been produced for this instrument as it has no adverse impact on the costs of business.

STATUTORY INSTRUMENTS

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