

2009 No. 877

PUBLIC PASSENGER TRANSPORT

The Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) (Amendment) (No. 2) Regulations 2009

<i>Made</i> - - - -	<i>2nd April 2009</i>
<i>Laid before Parliament</i>	<i>8th April 2009</i>
<i>Coming into force</i> - -	<i>3rd May 2009</i>

The Secretary of State for Transport makes the following Regulations in exercise of the powers conferred by sections 10(1), 52(1) and 60 of the Public Passenger Vehicles Act 1981(a) and by virtue of the Department for Transport (Fees) Order 2009(b).

In accordance with section 61(2) of that Act he has consulted with such representative organisations as he thinks fit.

Citation and commencement

1. These Regulations may be cited as the Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) (Amendment) (No. 2) Regulations 2009 and come into force on 3rd May 2009.

Preliminary

2. The Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) Regulations 1981(c) are amended as follows.

Increases in fees

3. In the regulations specified in column (1) of the Table, for each amount specified in column (2) substitute the amount specified in column (3).

(a) 1981 c.14; section 10(1) was amended by the Road Traffic Act 1991 (c. 40), Schedule 4, paragraph 15. Section 52(1) was amended by the Transport Act 1985 (c. 67) (“the 1985 Act”), Schedule 1, paragraph 7, Schedule 2, Part II, paragraph 4(14) and Schedule 8, and by the Deregulation and Contracting Out Act 1994 (c. 40), section 66(2). Section 60(1) was amended by the 1985 Act, section 134(2), Schedule 2, Part II, paragraph 4(18) and Schedule 8. Section 60(1A) was inserted by the 1985 Act, section 134(2). Section 61(2) was amended by the 1985 Act, section 135(1) and Schedule 8.

(b) S.I. 2009/711. The relevant provisions in S.I. 2009/711 are article 4 and paragraphs 4 to 6 of Schedule 1, together with article 9 and Schedule 2.

(c) S.I. 1981/257; relevant amending instruments are 1988/340, 2003/1817, 2004/1880, 2005/1403 and 2342, 2007/502 and 2008/1458.

Table

<i>(1)</i> <i>Regulation</i>	<i>(2)</i> <i>Existing Amount (£)</i>	<i>(3)</i> <i>Substituted Amount (£)</i>
46(2)(a)	269	293
46(2)(b)(i)	269	293
46(2)(b)(ii)	32	35
50(a)	1558	1698
	143	156
50(b)	770	839
50(c)	3335	3635
53	29	32
57(5)	21	23

Signed by authority of the Secretary of State

2nd April 2009

Jim Fitzpatrick
Parliamentary Under Secretary of State
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) Regulations 1981 (“the 1981 Regulations”).

Regulation 3 makes amendments to regulations 46(2), 50, 53 and 57(5) of the 1981 Regulations. Regulation 46(2) prescribes the fees payable for inspections of public service vehicles. Regulation 50 prescribes the fees payable for vehicle type approval. Regulation 53 prescribes the fee payable for a certificate of conformity. Regulation 57(5) prescribes the fee payable for the issue of a duplicate certificate.

The increased fees are set out in the Table. The percentage increases since the fees were last fixed are shown in brackets.

Table

<i>Nature of service</i>	<i>Existing fee (£)</i>	<i>Substituted fee (£)</i>
Certificate of initial fitness on the first application in respect of a public service vehicle.	269	293 (8.9%)
Certificate of initial fitness on any subsequent application when the testing which that application will require includes a test of stability under regulation 6 of the 1981 Regulations.	269	293 (8.9%)
Certificate of initial fitness on any subsequent application in any other case.	32	35 (9.4%)
Vehicle type approval pursuant to an application under regulation 48(2) of the 1981 Regulations.	1558	1698 (9.0%)
Vehicle type approval pursuant to an application under regulation 48(2), where the vehicle conforms substantially to a vehicle already approved as a type vehicle and is not inspected.	143	156 (9.1%)
Vehicle type approval pursuant to an application under regulation 48(3) of the 1981 Regulations.	770	839 (9.0%)
Vehicle type approval in any other case.	3335	3635 (9.0%)
Certificate of conformity.	29	32 (10.3%)
Duplicate certificate.	21	23 (9.5%)

An impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from the VOSA Corporate Office, Berkeley House, Croydon Street, Bristol BS5 0DA (telephone: 0117 954 3200). A copy has been placed in the library of each House of Parliament. The impact assessment is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website www.opsi.gov.uk.

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STATUTORY INSTRUMENTS

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£4.00