
STATUTORY INSTRUMENTS

2018 No. 1203

The Trailer Registration Regulations 2018

PART 4

OFFENCES AND LEGAL PROCEEDINGS

Incorrectly registered trailers

20.—(1) It is an offence for a person to keep or use a registered trailer on a road that is incorrectly registered.

(2) In this regulation, a trailer is incorrectly registered if—

- (a) the register does not include all of the applicable information relating to the trailer that is specified in regulation 4(2)(d); or
- (b) the information relating to the trailer that is included in the register includes any incorrect information.

(3) In any proceedings for this offence, it is a defence for the defendant to prove that there—

- (a) was no reasonable opportunity, before the time of the alleged offence, to provide information to the Secretary of State for the purpose of correcting the register; or
- (b) were reasonable grounds for believing, or that it was reasonable to expect, that the trailer was—
 - (i) correctly registered; or
 - (ii) not registered.

(4) Subject to paragraph (5), this regulation does not apply in relation to a registered trailer if a person is not recorded in the register as the person who keeps the trailer at the time of the alleged offence.

(5) Paragraph (4) does not apply if, at the time of the alleged offence, the trailer is being used on a journey that will involve, or has involved, entering a country outside the United Kingdom that is a contracting party to the Convention.

(6) If paragraph (4) does not apply due to paragraph (5), it is also a defence in proceedings for this offence for the defendant to prove that—

- (a) they were unaware and could not reasonably have been expected to be aware that the trailer would be so used; or
- (b) they held a reasonable belief that a person was recorded in the register as the person who keeps the trailer at the time of the alleged offence.