



THE ROAD TRAFFIC ACT 1985

**THE PUBLIC PASSENGER VEHICLES (ONGOING FITNESS)  
(APPEALS) (FEES) REGULATIONS 2002**

*Approved by Tynwald*

*9th July 2002*

*Coming into Operation*

*1st August 2002*

In exercise of the powers conferred on the Department of Transport by paragraph 6G(3)(c) of Schedule 2 to the Road Traffic Act 1985<sup>1</sup>, as applied under section 38(6) of the Road Transport Act 2001<sup>2</sup>, and of all other enabling powers, the following Regulations are hereby made: —

**1. Citation and commencement**

These Regulations may be cited as the Public Passenger Vehicles (Ongoing Fitness) (Appeals) (Fees) Regulations 2002 and, subject to section 74(3) of the Road Traffic Act 1985, shall come into operation on the 1<sup>st</sup> August 2002.

**2. Fee**

The fee payable on appeal under regulation 8 of the Public Passenger Vehicles (Ongoing Fitness) Regulations 2002<sup>3</sup> shall be £52.

MADE *10<sup>th</sup> June* 2002

Minister for Transport

<sup>1</sup> 1985 c.23

<sup>2</sup> 2001 c.27, under which SD 90/02 makes the relevant application

<sup>3</sup> SD 90/02

Price 30p: Price Band A

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

These Regulations prescribe the fee payable to the Department of Transport on appeal to that Department by the operator of a Public Passenger Vehicle against certain determinations or notices following examination of the vehicle by an examiner on behalf of the Road Transport Licensing Committee under the Public Passenger Vehicles (Ongoing Fitness) Regulations 2002 (*SD No.90/02*). Those Regulations provide that in the event of an appeal the vehicle is to be examined by an authorised examiner appointed as an "appeal officer" by the Department for the purposes of an appeal made to the Department. On completion of the appeal examination by the "appeal officer" the Department considers his report and decides the matter. The appeal fee of £52 is refundable in whole or in part where it appears to the Department that there were substantial grounds for contesting the whole or part of the determination or notice against which the appeal was made. Consequently, if the Department upholds the appeal the whole of the appeal fee would be refundable.

---