

TRANSITIONAL PROVISIONS AND
TEMPORARY NON-CHARGABLE VEHICLES**Retrofitting of heavy vehicles**

- 1.**—(1) During the retrofitting transitional period the Council will treat any relevant vehicle—
- (a) of Class M₃, Class N₂ or Class N₃;
 - (b) that meets the conditions specified in sub-paragraph (2); and
 - (c) particulars of which are for the time being entered in the register,
- as if it were a non-chargeable vehicle.
- (2) The conditions referred to in sub-paragraph (1)(b) are—
- (a) that the Council is satisfied that—
 - (i) the owner of the vehicle has, on or before 31 July 2019, placed an order for retrofitting of the vehicle concerned that would result in its becoming a compliant vehicle;
 - (ii) particulars of the vehicle are for the time being entered on the register.
- (3) In this paragraph—
- (a) “owner” includes a lessee of a vehicle, a person using a vehicle pursuant to a hire purchase agreement, and such other forms of use or ownership as the Council may specify on its website;
 - (b) “retrofitting transitional period” in respect of any vehicle means the period beginning with the commencement date and ending on the earlier of—
 - (i) the date on which, the Council being satisfied that the retrofitting referred to in sub-paragraph (2)(a)(i) has been completed, particulars of the vehicle are entered in the register as a compliant vehicle; or
 - (ii) 31 December 2020.

Wheelchair-accessible vehicles

- 2.**—(1) During the designated wheelchair-accessible vehicles transitional period the Council will treat any vehicle—
- (a) that is a designated wheelchair-accessible vehicle;
 - (b) that is liable to pay a charge imposed by article 7(2) of this Scheme; and
 - (c) particulars of which are for the time being entered in the register,
- as if it were a non-chargeable vehicle.
- (2) In this paragraph “designated wheelchair-accessible vehicles transitional period” means the period beginning with the commencement date and ending on 31 December 2021.

Taxis and private hire vehicles subject to finance agreements

- 3.**—(1) During the financing transitional period the Council will treat any local taxi or local private hire vehicle—
- (a) that meets the condition specified in sub-paragraph (2); and
 - (b) particulars of which are for the time being entered in the register,
- as if it were a non-chargeable vehicle.

(2) The condition referred to in sub-paragraph (1)(a) is that the Council is satisfied that the owner of the vehicle had on or before 17 October 2018 entered into a contractual arrangement for financing the purchase of the vehicle concerned.

(3) In this paragraph—

- (a) “financing transitional period” means the period beginning with the commencement date and ending on the earlier of—
 - (i) the date on which the payment for the purchase of the vehicle concerned is completed and the contractual arrangement referred to in sub-paragraph (2) ceases to apply; and
 - (ii) 31 December 2021.
- (b) “owner” includes a lessee of a vehicle, a person using a vehicle pursuant to a hire purchase agreement, and such other forms of use or ownership as the Council may specify on its website.

Heavy vehicles for which a replacement has been ordered

4.—(1) During the heavy vehicle replacement period the Council will treat a qualifying heavy vehicle as if it were a non-chargeable vehicle provided particulars of the vehicle are for the time being entered in the register.

(2) In this paragraph—

- (a) “qualifying heavy vehicle” means any relevant vehicle of Class M₃, Class N₂ or Class N₃ in respect of which the Council is satisfied that the owner has on or before 31 July 2019 placed an order for the purchase of a replacement compliant vehicle;
- (b) “heavy vehicle replacement period” means the period beginning with the commencement date and ending on the earlier of—
 - (i) the replacement date; and
 - (ii) 31 December 2020;
- (c) “owner” includes a lessee of a vehicle, a person using a vehicle pursuant to a hire purchase agreement, and such other forms of use or ownership as the Council may specify on its website;
- (d) “purchase” includes leasing, hire purchase, and such other form of credit agreement or other arrangements as the Council may specify on its website;
- (e) “replacement compliant vehicle” means a vehicle intended to replace the qualifying heavy vehicle which will meet the standards required of a compliant vehicle;
- (f) “replacement date” means the date specified in any application to enter particulars of a qualifying heavy vehicle on the register as the date on which a replacement compliant vehicle is to be provided for use in replacement of the qualifying heavy vehicle.

(3) An application to enter particulars of a qualifying heavy vehicle on the register must—

- (a) specify the replacement date;
- (b) include such evidence—
 - (i) that a replacement compliant vehicle has been ordered; and
 - (ii) of the replacement date;as the Council may reasonably require; and
- (c) be made by such means as the Council may accept.

Class M₂ vehicles

5.—(1) During the Class M₂ vehicles transitional period the Council will treat any relevant vehicle of Class M₂ as if it were a non-chargeable vehicle provided particulars of the vehicle are for the time being entered in the register.

(2) In this paragraph “Class M₂ vehicles transitional period” means the period beginning with the commencement date and ending on 31 December 2021.

Euro 6 diesel and Euro 4 petrol taxis and private hire vehicles

6.—(1) During the qualifying taxis and private hire vehicles transitional period the Council will treat any qualifying taxi or qualifying private hire vehicle as if it were a non-chargeable vehicle provided particulars of the vehicle are for the time being entered in the register.

(2) In this paragraph—

- (a) “qualifying private hire vehicle” means a local private hire vehicle that—
 - (i) the Council is satisfied meets the emissions standards specified for that vehicle in Tables 1 or 2 of Annex 3; and
 - (ii) was on 17 October 2018 a local private hire vehicle.
- (b) “qualifying taxi” means a local taxi that—
 - (i) the Council is satisfied meets the emissions standards specified for that vehicle in Tables 1 or 2 of Annex 3; and
 - (ii) was on 17 October 2018 a local taxi;
- (c) “qualifying taxis and private hire vehicles transitional period” means the period beginning with the commencement date and ending on 31 December 2021.