



Mr Alasdair Sim
Air Quality Team
Transport Scotland
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22 December 2020

Dear Mr Sim

Scottish Low Emission Zones Regulations Final Proposals Survey

As the the Legislation Director for the Federation of British Historic Vehicle Clubs (FBHVC), I am responding to the Final Proposals Survey in relation to the above regulations. As a stakeholder, the Federation has responded previously in detail to the February consultation and its aims should be familiar to you, the Air Quality Team and the LEZ Leadership Group.¹ In summary the FBHVC is the umbrella body for the historic vehicle movement in Britain and represents over 500 member clubs in the UK. These organisations together represent in total over a quarter of a million owners of and enthusiasts for historic vehicles of all types.

I apologise for not completing the online survey (we are most grateful to you for forwarding the survey in Pdf format) but our further observations are very limited and the requirement in the online survey to select “no” in order to make observations was not consistent with the positive and constructive tone we aimed for in this response.

Exemptions (Question 7)

First of all on behalf of the Federation I welcome confirmation that the Regulations will provide for a national exemption for historic vehicles defined as those aged 30 years old or more in accordance with the international standard. This was a provision we were pleased to note in our April response would be included in the Regulations. The overwhelming support (72%) for such an exemption recorded in the Consultation Analysis Report fully justifies its inclusion in regulations.²

We welcome also the indication in the Survey that even if not stated overtly in the Regulations, time-limited exemptions can also be issued by local authorities. This will cover the occasions identified in the Federation’s earlier response when heritage events and activities may include “classic” and “near-historic” vehicles which are not yet 30 years old or when historic vehicles are “trailed” to rallies – a practice which results in the use of a lesser-polluting modern vehicle.

Enforcement/Approved Devices (Question 15)

¹ Scottish Low Emission Zones: Consultation on Regulations and Guidance Closed 24 Feb 2020

² Scotland Low Emission Zone Consultation 2019-2020 Consultation Analysis Report Transport Scotland October 2020



We note that Regulations are being drafted in line with existing legislation on approved devices, and that ANPR/ CCTV cameras will be utilised for the operation and enforcement of LEZs. In our earlier response, the Federation requested that any enforcement system and approved devices should be able to accurately check a vehicle's status as exempt from penalty. Experience with LEZs elsewhere in the UK has indicated status errors can arise causing some uncertainty for drivers. For peace of mind for UK-registered vehicles (whether historic, or a modern vehicle) perhaps Transport Scotland can give consideration to initiating a 'checker' website facility akin to that for London and similar LEZs on the UK Government website in order that drivers can confirm the status of their vehicle prior to entry to an LEZ in a Scottish town or city.

Non-UK Historic Vehicles

We would also ask that it is ensured that the enforcement provisions and approved devices are able to cope with **non-UK historic vehicles** and their drivers, neither of which would be registered with DVLA. We would request also that any registration requirements for such non-UK historic vehicles are consistent across Scotland.

We have no further comments to make and I thank you for your attention in this matter.

Yours sincerely

Lindsay J Irvine

Lindsay John Irvine
Director - Legislation
Federation of British Historic Vehicle Clubs