

**GREATER LONDON AUTHORITY ACT 1999**  
**TRANSPORT ACT 2000**

**Greater London Low Emission Zone Charging (Variation and  
Transitional Provisions) Order 2022**  
**Instrument of Confirmation 2022**

*Made*

*21 November 2022*

*Coming into force*

*In accordance with article 1*

Whereas—

- (1) On 21 November 2022 Transport for London made the Greater London Low Emission Zone Charging (Variation and Transitional Provisions) Order 2022 (“the Variation Order”) which contained in a Schedule a Scheme (“the Variation Scheme”) for varying the Greater London Low Emission Zone Charging Order 2006;
- (2) pursuant to paragraph 4(1)(b) of Schedule 23 to the Greater London Authority Act 1999<sup>(a)</sup> Transport for London submitted the Variation Order to the Mayor of London for confirmation; and
- (3) the Mayor of London has decided to confirm the Variation Order with modifications:

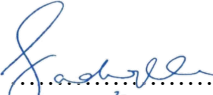
Now, therefore, the Mayor of London, in exercise of the powers conferred on him by paragraph 4(1)(b) of Schedule 23 to the Greater London Authority Act 1999, and of all other powers enabling him in that behalf, hereby makes the following Instrument:—

**Citation and commencement**

1. This Instrument may be cited as the Greater London Low Emission Zone Charging (Variation and Transitional Provisions) Order 2022 Instrument of Confirmation 2022 and shall come into force on the day on which it is made.

**Confirmation of the Variation Order**

2. The Variation Order is hereby confirmed subject to the modifications to the Variation Scheme set out in the Schedule to this Instrument.

  
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**Sadiq Khan**

Mayor of London

Greater London Authority

Dated            **25th November**            2022

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(a) 1999 c. 29; Schedule 23 was amended by the Transport Act 2000 (c. 38), Schedule 13.

## SCHEDULE

Article 2

### MODIFICATIONS TO THE VARIATION SCHEME

#### **Certain disabled vehicles liability for ULEZ charge**

1.—(1) Paragraph 1 of the Annex to the Variation Scheme is amended as follows.

(2) In sub-paragraph (2)(b) after “a member state” insert “of the European Union”.

#### **Certain disabled persons receiving specified benefits**

2.—(1) Renumber paragraphs 2 and 3 of the Annex to the Variation Scheme as paragraphs 3 and 5 respectively.

(2) After paragraph 1 of the Annex to the Variation Scheme insert the following new paragraph—

##### **“Certain disabled persons receiving specified benefits**

2.—(1) During the disabled benefits transitional period Transport for London shall treat any vehicle that is—

- (a) liable to pay a charge imposed by article 7(2) of the LEZ Scheme; and
- (b) an eligible disabled person’s vehicle,

as if it were a non-chargeable vehicle for the purposes of the LEZ Scheme in respect of charges imposed by article 7(2) provided particulars of the vehicle are for the time being entered in the register.

(2) An eligible disabled person’s vehicle is a vehicle that—

- (a) is registered—
  - (i) in the GB or NI records or under legislation relating to the registration of vehicles in a member State of the European Union;
  - (ii) in the name of an eligible disabled person or in their nominated driver’s name; and
- (b) meets the conditions in sub-paragraph (4).

(3) An “eligible disabled person” is a person Transport for London is satisfied is for the time being in receipt of—

- (a) the mobility component of Personal Independence Payment;
- (b) the higher rate of the mobility component of Disability Living Allowance;
- (c) the mobility component of Adult Disability Payment;
- (d) the higher rate of the mobility component of Child Disability Payment;
- (e) Armed Forces Independence Payment;
- (f) War Pensioners Mobility Supplement,

or a person that Transport for London is satisfied would be eligible for one of the above benefits but for the fact that they are only temporarily resident in the United Kingdom.

(4) The conditions referred to in sub-paragraph (2)(b) are that—

- (a) where the vehicle is registered in the name of a nominated driver, Transport for London is satisfied that the vehicle is used only for the eligible disabled person’s personal needs; and

- (b) particulars of only one vehicle may be entered in the register in respect of any eligible disabled person.
- (5) In this paragraph—
- (a) “disabled benefits transitional period” means the period beginning with 30 January 2023 and ending on 24 October 2027;
  - (b) “Adult Disability Payment” means disability assistance given in accordance with the Disability Assistance for Working Age People (Scotland) Regulations 2022 and in this context “mobility component” is to be construed in accordance with Regulation 6 of those Regulations;
  - (c) “Armed Forces Independence Payment” means the allowance referred to in article 24A of The Armed Forces and Reserve Forces (Compensation Scheme) Order 2011;
  - (d) “Disability Living Allowance” means an allowance under section 71 of the Social Security Contributions and Benefits Act 1992 and in this context “mobility component” and “higher rate” have the meaning given in section 73 of that Act;
  - (e) “higher rate mobility component of Child Disability Benefit” is to be construed in accordance with regulation 13 of The Disability Assistance for Children and Young People (Scotland) Regulations 2021;
  - (f) “Personal Independence Payment” means a payment under section 77 of the Welfare Reform Act 2012 and in this context “mobility component” has the meaning given in section 79 of that Act;
  - (g) “War Pensioners’ Mobility Supplement” means a mobility supplement awarded under article 20 of the Naval, Military and Air Forces etc (Disablement and Death) Service Pensions Order 2006;
  - (h) “registered in the GB & NI records” in relation to a vehicle means that the vehicle is registered under section 21 of the 1994 Act in the register which is maintained on behalf of the Secretary of State by the Driver and Vehicle Licensing Agency.”.

**Wheelchair-accessible vehicles liability for ULEZ charge**

3. After paragraph 3 of the Annex to the Variation Scheme as renumbered insert the following new paragraph—

**“Other wheelchair-accessible vehicles liability for ULEZ charge**

4.—(1) During the wheelchair-accessible vehicles transitional period Transport for London shall treat any vehicle that—

- (a) is liable to pay a charge imposed by article 7(2) of the LEZ Scheme;
- (b) is a wheelchair-accessible vehicle other than a wheelchair accessible private hire vehicle; and
- (c) meets the conditions in sub-paragraph (3),

as if it were a non-chargeable vehicle for the purposes of the LEZ Scheme in respect of charges imposed by article 7(2), provided particulars of the vehicle are for the time being entered in the register.

(2) In this paragraph “wheelchair-accessible vehicle” means a vehicle that Transport for London is satisfied is fitted with one or more of the following adaptations—

- (a) a permanently-fitted foldable ramp or a powered lift allowing a wheelchair-user to enter the vehicle;
- (b) an electric or hydraulic hoist to lift a person or wheelchair into the vehicle;
- (c) a swivel seat on either the passenger or driver side of the vehicle;
- (d) an accelerator ring permanently fitted to the steering wheel of the vehicle,

or such other adaptation as Transport for London may from time to time specify on its website.

- (3) The conditions referred to in sub-paragraph (1)(c) are that—
- (a) the vehicle is registered in the GB or NI records or under legislation relating to the registration of vehicles in a member State of the European Union; and
  - (b) particulars of only one wheelchair-accessible vehicle may be entered in the register in respect of each registered keeper.
- (4) In this paragraph—
- (a) “registered in the GB or NI records” in relation to a vehicle means that the vehicle is registered under section 21 of the 1994 Act in the register which is maintained on behalf of the Secretary of State by the Driver and Vehicle Licensing Agency;
  - (b) “wheelchair-accessible vehicles transitional period” means the period beginning with 30 January 2023 and ending on 24 October 2027.”.

**Certain community minibuses liability for ULEZ charge**

5. In paragraph 5 of the Annex to the Variation Scheme as renumbered for “8 June 2018” in sub-paragraph (2)(a)(ii) substitute “25 November 2022”.