

1968 No. 171

MERCHANDISE MARKS

**The Motor Vehicles (Designation of Approval Marks)
Regulations 1968**

<i>Made - - - -</i>	<i>8th February 1968</i>
<i>Laid before Parliament</i>	<i>20th February 1968</i>
<i>Coming into Operation</i>	<i>26th February 1968</i>

The Minister of Transport (hereinafter referred to as "the Minister"), in exercise of her powers under section 47(1) of the Road Traffic Act 1962(a) and of all other powers her enabling in that behalf and, by virtue of section 52(2) of that Act, after consultation with representative organisations in accordance with the provisions of section 260(2) of the Road Traffic Act 1960(b), hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the 26th February 1968 and may be cited as the Motor Vehicles (Designation of Approval Marks) Regulations 1968.

(2) In these Regulations the expression "the International Agreement of 1958" means the Agreement concerning the adoption of uniform conditions of approval and reciprocal recognition of approval for motor vehicle equipment and parts concluded at Geneva on 20th March 1958(c) to which the United Kingdom is a party(d).

(3) The Interpretation Act 1889(e) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

2.—(1) The Minister hereby designates as an approval mark a marking which is in the same form as and of a size not less than the marking shown in the diagram in Part I of Schedule 1 to these Regulations subject, however, to the provisions of Part II of that Schedule, the said marking being one for which the International Agreement of 1958 by virtue of the Regulation specified in Part III of that Schedule and annexed to that Agreement makes such provision as is mentioned in Section 47(1)(a) and (b) of the Road Traffic Act 1962 in relation to a motor vehicle part consisting of a sealed beam headlamp.

(2) The Minister hereby designates as an approval mark a marking which is in the same form as and of a size not less than the marking shown in the diagram in Part I of Schedule 2 to these Regulations subject, however, to the provisions of Part II of that Schedule, the said marking being one for which the International Agreement of 1958 by virtue of the Regulations specified in Part III of that Schedule and annexed to that Agreement makes

(a) 10 & 11 Eliz. 2. c. 59. (b) 8 & 9 Eliz. 2. c. 16. (c) Cmnd. 2535.
(d) By instrument of accession dated 14th January 1963 deposited with the Secretary-General of the United Nations on 15th January 1963. (e) 52 & 53 Vict. c. 63.

such provision as is mentioned in Section 47(1)(a) and (b) of the Road-Traffic Act 1962 in relation to a motor vehicle part consisting of a direction indicator, side light, red rear light, or stop light.

Given under the Official Seal of the Minister of Transport the 8th February 1968.

(L.S.)

Barbara Castle,
Minister of Transport.

SCHEDULE 1

PART I DIAGRAM SHOWING MARKING



24 39

PART II

1. The number shown inside the circle in the marking in the above diagram will be varied, where appropriate, to be the number assigned to each Contracting State party to the International Agreement of 1958 and applying the Regulation specified in Part III of this Schedule.

2. The number which is shown outside the circle in the said marking will be varied, where appropriate, to be the number allotted by a competent authority to distinguish the manufacturer of the motor vehicle part concerned, namely a sealed beam headlamp.

PART III

REGULATION No. 5

UNIFORM PROVISIONS FOR THE APPROVAL OF MOTOR VEHICLE "SEALED BEAM" HEADLAMPS (SB) EMITTING AN ASYMMETRICAL PASSING BEAM OR A DRIVING BEAM OR BOTH.

SCHEDULE 2

PART I DIAGRAM SHOWING MARKING



2439

PART II

1. The number shown inside the circle in the marking in the above diagram will be varied, where appropriate, to be the number assigned to each Contracting State party to the International Agreement of 1958 and applying the Regulations specified in Part III of this Schedule.

2. The number which is shown outside the circle in the said marking will be varied, where appropriate, to be the number allotted by a competent authority to distinguish the manufacturer of the motor vehicle part concerned, namely a direction indicator, side light, red rear light, or stop light.

PART III**REGULATION No. 6**

UNIFORM PROVISIONS FOR THE APPROVAL OF DIRECTION INDICATORS FOR MOTOR VEHICLES (EXCEPT MOTOR CYCLES) AND THEIR TRAILERS.

REGULATION No. 7

UNIFORM PROVISIONS FOR THE APPROVAL OF POSITION (SIDE) LIGHTS, RED REAR LIGHTS AND STOP LIGHTS FOR MOTOR VEHICLES (EXCEPT MOTOR CYCLES) AND THEIR TRAILERS.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Section 47(1) of the Road Traffic Act 1962 enacts that where any international agreement to which the United Kingdom is a party provides—

(a) for markings to be applied to motor vehicle parts of any description to indicate conformity with a type approved by any country ; and

(b) for motor vehicle parts bearing those markings to be recognised as complying with the requirements imposed by the law of another country

the Minister of Transport may by regulations designate the markings as approval marks. Section 47 also provides, inter alia, that the use of any markings so designated shall be deemed to be a trade description for the purposes of the Merchandise Marks Acts 1887 to 1953 and that it shall be an offence under the 1887 Act to apply an approval mark without proper authority.

These Regulations designate for the purposes of section 47 as approval marks markings complying with the provisions of Schedule 1 or Schedule 2 to these Regulations and in respect of which the International Agreement of 1958 (referred to in the Regulations) and the Regulations specified in Part III of Schedule 1 and Part III of Schedule 2 to these Regulations and annexed to that Agreement makes such provision as is mentioned in (a) and (b) above. The motor vehicle parts concerned are (in the case of a marking complying with the provisions of Schedule 1 to these Regulations) a sealed beam headlamp and (in the case of a marking complying with the provisions of Schedule 2 to these Regulations) a direction indicator, side light, red rear light or stop light.