
 STATUTORY INSTRUMENTS

1977 No. 129

ROAD TRAFFIC

**The Motor Cycles (Wearing of Helmets)
(Amendment) Regulations 1977**

<i>Made - - - -</i>	<i>28th January 1977</i>
<i>Laid before Parliament</i>	<i>31st January 1977</i>
<i>Coming into Operation</i>	<i>2nd February 1977</i>

The Secretary of State for Transport in exercise of the powers conferred by section 32 of the Road Traffic Act 1972(a) and of all other enabling powers, and after consultation with representative organisations in accordance with section 199(2) of that Act, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 2nd February 1977 and may be cited as the Motor Cycles (Wearing of Helmets) (Amendment) Regulations 1977.

2. The Motor Cycles (Wearing of Helmets) Regulations 1973(b), as amended (c), shall be further amended so as to have effect as if in Regulation 2 (Interpretation), in paragraph (1), for the definition of “protective headgear” there were substituted the following definition:—

“ “protective headgear” means headgear which—

(a) is either—

- (i) a helmet bearing a marking applied by the manufacturer indicating compliance with the specification contained in British Standard 2001 published on 25th October 1956, or British Standard 1869 published on 20th April 1960, or British Standard 2495 published on 20th April 1960, or British Standard 2001 published on 28th April 1972, or British Standard 5361 published on 1st July 1976, or British Standard 2495 published on 1st January 1977 (including the specification contained in any of those standards as modified by any of the amendments specified in the Schedule to the Motor Cycles (Protective Helmets) Regulations 1974(d), as amended (e)); or
- (ii) a helmet of a type manufactured for use by persons on motor cycles which by virtue of its shape, material and construction could reasonably be expected to afford to persons on motor bicycles a degree of protection from injury in the event of an accident similar to or greater than that provided by the helmet of a type complying with one of the specifications referred to in the preceding sub-paragraph; and

(a) 1972 c. 20.

(c) S.I. 1976/2242 (1976 III, p. 6273).

(e) S.I.s 1976/2241, 1977/128 (1976 III, p. 6271; 1977 I, p.425)

(b) S.I. 1973/180 (1973 I, p. 741).

(d) S.I. 1974/2000 (1974 III, p. 6997).

- (b) if worn with a chin cup attached to or held in position by a strap or other fastening provided on the helmet, is provided with an additional strap or other fastening (to be fastened under the wearer's jaw) for securing the helmet firmly to the head of the wearer; and
- (c) is securely fastened to the head of the wearer by means of the straps or other fastening provided on the headgear for that purpose."

3. The Motor Cycles (Wearing of Helmets) (Amendment) Regulations 1976(a) are hereby revoked.

William Rodgers,

Secretary of State for Transport.

28th January 1977.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations revoke the Motor Cycles (Wearing of Helmets) (Amendment) Regulations 1976 and insert in the Motor Cycles (Wearing of Helmets) Regulations 1973 a revised definition of "protective headgear". This revised definition reproduces the substance of the amendments made by the 1976 Amendment Regulations but has the effect of—

- (i) correcting the reference to the British Standard specifications contained in those Regulations by adding a reference to British Standard 2495: 1977; and
- (ii) correcting a printing error in the new paragraph added to the definition by those Regulations where the words "chin-strap" were used instead of the words "chin-cup".

The changes made to the 1973 Regulations by the new definition of protective headgear are—

- (a) three new British Standard specifications are included among the specifications with which protective headgear may comply;
- (b) where a helmet does not comply with any of the British Standard specifications mentioned but does afford a degree of protection similar to, or greater than, that afforded by a helmet which does comply, it must be a helmet of a type manufactured for use by persons on motor cycles on roads;
- (c) if the helmet is worn with a chin cup, it must be provided with an additional strap or other fastening for securing the helmet firmly on the wearer's head.

(a) S.I. 1976/2242 (1976 III. p. 6273).

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