

STATUTORY INSTRUMENTS

1978 No. 1319

ROAD TRAFFIC

**The Motor Vehicles (Type Approval) (Great Britain)
(Amendment) (No. 4) Regulations 1978**

<i>Made</i>	- - -	<i>6th September 1978</i>
<i>Laid before Parliament</i>		<i>8th September 1978</i>
<i>Coming into Operation</i>		<i>1st October 1978</i>

The Secretary of State for Transport, in exercise of the powers conferred upon him by sections 47(1) and 50(1) of the Road Traffic Act 1972(a), as amended and extended by section 10 of, and Schedule 2 to, the Road Traffic Act 1974(b), and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 199(2) of the said Act 1972, hereby makes the following Regulations:—

1. These Regulations may be cited as the Motor Vehicles (Type Approval) (Great Britain) (Amendment) (No. 4) Regulations 1978, and shall come into operation on 1st October 1978.
2. The Motor Vehicles (Type Approval) (Great Britain) Regulations 1976(c) as amended (d) shall be further amended in accordance with the following provisions of these Regulations.
3. In Schedule 1—
 - (a) for item No. 12 there shall be substituted the item No. 12 in the Schedule to these Regulations, and
 - (b) after item No. 12 there shall be inserted the item No. 12A in the Schedule to these Regulations.

William Rodgers
Secretary of State for Transport.

6th September 1978.

(a) 1972 c.20. (b) 1974 c.50. (c) S.I. 1976/937.
(d) The amending Instruments are S.I. 1977/1438, 1917, 1978/293, 1237,1318.

SCHEDULE

(1) Item No.	(2) Subject matter	(3) Particulars of instrument or other document containing requirement and of the nature of the requirement			(4) Vehicles exempted from requirement	(5) Date of application if later than the coming into operation of these Regulations	(6) Date of cessation of application
		(a) Description reference number and date of instrument	(b) Official Journal reference of Community Instrument	(c) Nature of requirement and place in instrument where stated			
412	Seat belts and anchorages for the seats specified in Regulation 17(3) of the Motor Vehicles (Construction and Use) Regulations 1978 ^(a) , and other seat belts (not being disabled person's seat belts as defined in Regulation 17(9) of the said Regulations of 1978) and anchorages if fitted.	1. British Standard Specification No. AU 160a (seat belt assemblies for motor vehicles of 1971 (as amended in 1972 and 1978);		Design, construction and equipment requirements in clauses 3, 4, 5, 6 and 7. Marking requirements in clause 8.	1. Vehicles which have been specially designed and constructed, or specially adapted, for the use of a person suffering from some physical defect or disability in a case where a disabled person's seat belt (as defined in Regulation 17(9) of the Motor Vehicles (Construction and Use) Regulations 1978) for an adult person is provided for use— (a) in the case of a vehicle which does not have a specified passenger's seat (as defined in Regulation 17(9) of the said Regulations of 1978), for the driver's seat, and		30.9.79

^(a) S.I. 1978/1017 as amended by SI 1978/1233

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		(a) Description reference number and date of instrument	(b) Official Journal Community Instrument	(c) Nature of requirement and place in instrument where stated			
12 (cont.)		<p>British Standard Specification No. 3254 (seat belt assemblies for motor vehicles) of 1960 (as amended in 1962, 1963 (twice), 1964 (twice), 1965, 1967, 1968 (twice), 1970, 1976 and 1978);</p> <p>or</p> <p>Council Directive 77/54/EEC of 28th June 1977;</p>	<p>O.J.L.220, 29.8.77, p.95.</p>	<p>Design, construction and equipment requirements in clauses 3, 4, 5, 6, 7, 8, 9, 15, 16a, 18, 19, 20, 21 and 22. Marking requirements in clauses 16a and 16b (except the requirements with respect to the certification trade mark of the British Standards Institution).</p> <p>(i) Design and construction requirements specified in</p>	<p>(b) in the case of a vehicle which has a specified passenger's seat (as so defined), for—</p> <p>(i) both the driver's seat and the specified passenger's seat, or</p> <p>(ii) the driver's seat where a seat belt which complies with the requirements specified in column (3)(c) of this Schedule of one of the instruments referred to at item 1 in column (3)(a) of this Schedule is provided for the specified passenger's</p>	30.9.79	30.9.79
				(i) Design and construction requirements specified in	1.2.79	30.9.79	

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12 (cont.)		<p>(a) Description reference number and date of instrument</p> <p>and</p> <p>2. British Standard Specification No. AU 48a (seat belt anchorage points) of 1971;</p>		<p>(c) Nature of requirement and place in instrument where stated</p> <p>Annex I, paragraphs 2.3.2, 2.4, 2.5, 2.6, 2.7.2 to 2.7.10 (inclusive) and 2.9.</p> <p>(ii) Marking requirements specified in Annex I, paragraph 2.2 and Annex III, paragraphs 1.1.3.1, 1.1.3.2 and 1.2.</p> <p>(iii) Installation requirements specified in Annex I, paragraphs 3.2.2. and 3.3.</p> <p>Design and construction requirements in clauses 3, 5, 6, 7, 8 and 9. Marking requirements in clause 10, and in Regulation</p>	<p>(iii) the specified passenger's seat where a seat belt which complies with the requirements referred to in subparagraph (ii) above is provided for the driver's seat.</p> <p>NOTE This exemption applies only in respect of seat belts, and does not apply in respect of anchorages.</p>		30.9.79

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		(a) Description reference number and date of instrument	(b) Official Journal reference of Community Instrument	(c) Nature of requirement and place in instrument where stated			
12 (cont.)		<p>British Standard Specification No. AU 140 (seats with integral seat belt anchorages) of 1967 (as amended in 1967);</p> <p>or</p> <p>Council Directive 76/115/EEC of 18th December 1975;</p> <p>or</p> <p>ECE Regulation 14 of 30th January 1970 (as amended on 16th March 1971 and issued with revised text on 19th August 1976);</p> <p>and</p>	O.J. L24, 30.1.76, p. 6	<p>Design and construction requirements in clauses 3, 5, 6, 7, 8, 9 and 10; and in Appendices A and B. Marking requirements in clause 11.</p> <p>Design and construction requirements in Annex I, paragraph 4 and 5.5 and in Annex III.</p> <p>Design, construction and equipment requirements in paragraphs 5, 6 and 7 and in Annex 3.</p>		30.9.79	30.9.79
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		(a) Description reference number and date of instrument	(b) Official Journal reference of Community Instrument	(c) Nature of requirement and place in instrument where stated			
12 (<i>cont.</i>)		3. Regulation 17(6) of the Motor Vehicles (Construction and Use) Regulations 1978		Design and construction requirements.		30.9.79	
12A	(i) Seat belts designed for use by an adult person for the seats specified in Regulation 17A(4) of the Motor Vehicles (Construction and Use) Regulations 1978 and other seat belts, if fitted, not being disabled person's seat belts (as defined in Regulation 17(9) of the said Regulations of 1978) designed for use by an adult person for other forward-facing seats.	Council Directive 77/541/EEC of 28th June 1977;	O.J. L220, 29.8.77, p. 95	Design, construction and equipment requirements in Annex I, paragraphs 2.3.2, 2.4, 2.5, 2.6, 2.7.2, 2.7.3, 2.7.4, 2.7.5, 2.7.6, 2.7.7, 2.7.8, 2.7.9, 2.7.10 and 2.9. Marking requirements in Annex I, paragraph 2.2 and Annex III paragraphs 1.1.3.1, 1.1.3.2 and 1.2.	Vehicles which have been specially designed and constructed, or specially adapted, for the use of a person suffering from some physical defect or disability in a case where a disabled person's seat belt (as defined in Regulation 17(9) of the Motor Vehicles (Construction and Use) Regulations 1978) for an adult person is provided for use— (a) in the case of a vehicle which does not have a specified	1.10.79	

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12A (cont.)					<p>passenger's seat (as defined in Regulation 17(9) of the said Regulations of 1978), for the driver's seat, and</p> <p>(b) in the case of a vehicle which has a specified passenger's seat (as so defined) for—</p> <p>(i) both the driver's seat and the specified passenger's seat, or</p> <p>(ii) the driver's seat where a seat belt which complies with the requirements specified in column (3) of this Schedule is provided for the specified passenger's seat, or</p>		

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12A (<i>cont.</i>)	and first used before 1st April 1982, are required to be equipped only with anchorage points for the driver's seat and specified passenger's seat, if any, and to meet only the requirements for seat belt anchorage points in force on 30.9.79. (iii) Installation of seat belts (not being disabled person's seat belts as defined in Regulation 17(9) of the Motor Vehicles (Construction and Use) Regulations 1978)	Council Directive 77/541/EEC of 28th June 1977	O.J. L220, 29.8.77, p. 95	Installation requirements in Annex 1, paragraphs 3.2.2 and 3.3.	Vehicles which have been specially designed and constructed, or specially adapted, for the use of a person suffering from some physical defect or disability in a case where a disabled person's seat belt as defined in Regulation 17(9) of the Motor Vehicles (Construction and Use) Regulations 1978) for an adult person is provided for use—	1.10.79	

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		(a) Description reference number and date of instrument	(b) Official Journal reference of Community Instrument	(c) Nature of requirement and place in instrument where stated			
12A (<i>cont.</i>)					<p>(a) in the case of a vehicle which does not have a specified passenger's seat (as defined in Regulation 17(9) of the said Regulations of 1978) for the driver's seat and</p> <p>(b) in the case of a vehicle which has a specified passenger's seat (as so defined) for—</p> <p>(i) both the driver's seat and the specified passenger's seat, or</p> <p>(ii) the driver's seat where a seat belt which complies with the requirements specified in column (3) of this Schedule is provided for</p>		

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		(a) Description reference number and date of instrument	(b) Official Journal reference of Community Instrument	(c) Nature of requirement and place in instrument where stated			
12A (cont.)					the specified passenger's seat, or (iii) the specified passenger's seat where a seat belt which complies with the requirements specified in column (3) of this Schedule is provided for the driver's seat.		

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

1. These Regulations further amend the Motor Vehicles (Type Approval) (Great Britain) Regulations 1976.

2. These amendments provide in Schedule i to the 1976 Regulations (which Schedule specifies the type approval requirements) a revised item No. 12 which relates to seat belts and seat belt anchorage points, and a new item numbered 12A which relates to seat belts, seat belt anchorage points, and the installation of seat belts.

3. The revised item No. 12 (which will cease to apply on 30th September 1979) follows the existing item No. 12 but introduces as alternative requirements the requirements specified in Council Directive 77/541 of 28th June 1977, and contains exemptions in respect of certain vehicles which have been specially designed and constructed, or specially adapted, for the use of a person suffering from some physical defect or disability.

4. The new item No. 12A (which will apply as from 1st October 1979) provides:--

- (a) as to seat belts, for compliance with the requirements specified in Council Directive 77/541;
- (b) as to seat belt anchorage points, for compliance with the requirements specified in Council Directive 76/115, or alternatively with the requirements specified in ECE Regulation 14, as amended; and
- (c) as to the installation of seat belts, for compliance with the requirements specified in Council Directive 77/541.

5. The new item No. 12A contains exemptions in relation to certain vehicles which have been specially designed and constructed, or specially adapted, for the use of a person suffering from some physical defect or disability.

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