
 STATUTORY INSTRUMENTS

1987 No. 1509

ROAD TRAFFIC

 The Motor Vehicles (Type Approval) (Great Britain)
 (Amendment) Regulations 1987

<i>Made</i>	- - - -	<i>24th August 1987</i>
<i>Laid before Parliament</i>		<i>4th September 1987</i>
<i>Coming into force</i>		<i>1st October 1987</i>

The Secretary of State for Transport, in exercise of the powers conferred by sections 47(1) and 50(1) of the Road Traffic Act 1972(a), and now vested in him(b), 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:—

Citation, commencement and introduction

1. These Regulations may be cited as the Motor Vehicles (Type Approval) (Great Britain) (Amendment) Regulations 1987 and shall come into force on 1st October 1987.
2. The Motor Vehicles (Type Approval) (Great Britain) Regulations 1984(c) shall be further amended in accordance with the following provisions of these Regulations.

Amendment of regulation 3 (application)

3. In paragraph (1)(a)(ii) of regulation 3, for the words “40 kilometres per hour” there shall be substituted the words “50 kilometres per hour”.

Amendments relating to noise and silencers

4. In regulation 4 (type approval requirements—application), the following new paragraphs shall be added at the end—

“(8) Subject to paragraph (9), where, in relation to item 14B, 14C or 14D in Schedule 1, a date is specified in column (6) of that Schedule (being a date of cessation of application of type approval requirements), that date shall not apply to any vehicle for which, or for a model of which, there is a type approval certificate or (as the case may be) a Minister’s approval certificate in force at the time but, in relation to any such vehicle, column (6) shall be read and shall have effect as if there appeared in that column a date one year later than the date specified therein.

(9) In relation to any vehicle—

- (a) which has 5 or more forward gears and a maximum power to maximum gross weight ratio of not less than 75 kilowatts per tonne; and
- (b) for which, or for a model of which, there is a type approval certificate or (as the case may be) a Minister’s approval certificate in force on 30th September 1988,

(a) 1972 c. 20, as amended and extended by section 10 of, and Schedule 2 to, the Road Traffic Act 1974 (c. 50).

(b) S.I. 1979/571 and 1981/238.

(c) S.I. 1984/981, as amended by S.I. 1984/1401, 1761, 1985/1651 and 1986/739.

notwithstanding the specification in item 14B or 14C in column (6) of Schedule 1 of any date, that column shall be read and have effect as if no date appeared therein.”.

5. In Schedule 1—

- (a) in items 14B, 14C and 14D, in column (6) “30.9.1988” shall be inserted as the date of cessation of application of those type approval requirements;
- (b) in item 14D, in column (3)(b) immediately before the date “18.5.81” there shall be inserted the reference “L 131”; and
- (c) after item 14D, there shall be inserted as item 14E the item so numbered in the Schedule to these Regulations.

Amendments relating to brakes

6. In Schedule 1—

- (a) in column (6) in item 13B, insert the date “30.9.1989”;
- (b) in column (6) in items 13C and 13D, in relation to ECE Regulation 13 as revised on 4th January 1979 and amended on 11th August 1981 insert the date “30.9.1989”; and
- (c) after item 13F there shall be inserted as item 13G the item so numbered in the Schedule to these Regulations.

Miscellaneous amendments of Schedule 1 (type approval requirements)

7.—(1) Schedule 1 shall be amended in accordance with the following provisions of this regulation.

(2) In item 1A—

- (a) in column (3)(a), there shall be added the words “or ECE Regulation 11 as revised on 15th March 1981, corrected on 9th August 1982 and amended on 20th April 1986.”; and
- (b) opposite the additional words mentioned in sub-paragraph (a) above from “or” onwards there shall be inserted—
 - (i) in column (3)(c), the words “Design and construction requirements in paragraphs 5 and 6.”; and
 - (ii) in column 5, “1st October 1987”.

(3) After item 5A, there shall be inserted as item 5B the item so numbered in the Schedule to these Regulations.

(4) In item 6—

- (a) in column (3)(a), after the first paragraph of entry number 1 there shall be added the words “or ECE Regulation 1 as revised on 18th March 1986”;
- (b) opposite the additional words mentioned in sub-paragraph (a) above from “or” onwards there shall be inserted—
 - (i) in column (3)(c), the words “Design and construction requirements in paragraphs 5, 6 and 12. Marking requirements in paragraphs 3 and 4.4(b).”; and
 - (ii) in column (5), “1st October 1987”;
- (c) in column (3)(a), in the third paragraph of entry number 1 after the words “26th September 1978” there shall be inserted the words “and 9th March 1986”;
- (d) in column (3)(a), after the words “21st June 1978” at the end of entry number 3 there shall be inserted the words “or ECE Regulation 8 as revised on 6th May 1974, corrected on 2nd May 1977 and 21st June 1978 and amended on 6th July 1986”;
- (e) opposite the additional words mentioned in sub-paragraph (d) above from “or” onwards there shall be inserted—
 - (i) in column (3)(c), the words “Design and construction requirements in paragraphs 5, 6, 7, 9, 10, 11, 12, 13 and 14. Marking requirements in paragraphs 3, 4.4.2 and 4.5.”; and
 - (ii) in column (5), “1st October 1987”.

(5) In item 6A—

- (a) in column (3)(a), at the end there shall be added the words “or ECE Regulation 20 as revised on 15th August 1976 and amended on 3rd July 1986.”; and

- (b) opposite the additional words mentioned in sub-paragraph (a) above from "or" onwards there shall be inserted—
- (i) in column (3)(c), the words "Design and construction requirements in paragraphs 5, 6, 7, 9, 10, 11, 12, 13 and 14. Marking requirements in paragraphs 3, 4.3.2 and 4.4."; and
 - (ii) in column 5, "1st October 1987".
- (6) In paragraph (c) of column (2) in items 6 and 6A—
- (a) for the word "and" when it first appears there shall be substituted a comma; and
 - (b) after the words "1st June 1984" there shall be inserted the words "and corrected on 2nd June 1986 and further amended on 23rd October 1986".
- (7) After item 7, there shall be inserted as item 7A the item so numbered in the Schedule to these Regulations.
- (8) In item 8A—
- (a) in column (3)(a), at the end there shall be added the words "or ECE Regulation 3 as revised on 20th March 1982 and amended on 1st July 1985."; and
 - (b) opposite the additional words mentioned in sub-paragraph (a) above from "or" onwards there shall be inserted—
 - (i) in column (3)(c), the words "Design and construction requirements in paragraphs 9 and 10. Marking requirements in paragraphs 4.1, 4.3, 4.4 and 5.5.1.3."; and
 - (ii) in column (5), "1st October 1987".
- (9) In column (3)(a) of item 11A, at the end there shall be added the words "and corrected on 2nd June 1986."
- (10) In item 12A—
- (a) in column (3)(a), at the end of the entry for ECE Regulation 16 there shall be added the words "or ECE Regulation 16 as revised on 9th December 1979, corrected on 25th June 1981 and amended on 22nd December 1985."; and
 - (b) opposite the additional words mentioned in sub-paragraph (a) above from "or" onwards there shall be inserted—
 - (i) in column (3)(c), the words "Design, construction and equipment requirements in paragraphs 6.1.2, 6.2, 6.3, 6.4, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8 and 7.9. Marking requirements in paragraphs 4, 5.4.2.1 and 5.4.2.2."; and
 - (ii) in column (5), "1st October 1987"; and
 - (c) in column (3)(a), in the second entry for ECE Regulation 14 for the words "and amended on 22nd November 1984" there shall be substituted the words "and amended and corrected on 22nd November 1984."
- (11) In items 13E and 13F, in column (3)(a) for the words "and amended on 11th August 1981 and on 26th November 1984" there shall be substituted the words ", amended on 11th August 1981 and amended and corrected on 26th November 1984".
- (12) In item 15B—
- (a) in column (3)(a), at the end there shall be added the words "or ECE Regulation 43 of 15th September 1980 as amended on 14th November 1982 and on 4th April 1986."; and
 - (b) opposite the additional words mentioned in sub-paragraph (a) above from "or" onwards there shall be inserted—
 - (i) in column (3)(c), the words "Design and construction requirements in paragraphs 6 and 7. Marking requirements in paragraph 4."; and
 - (ii) in column (5), "1st October 1987".
- (13) In item 16—
- (a) in column (3)(a), at the end there shall be added the words "or ECE Regulation 17 as revised on 11th September 1973, amended on 9th March 1981 and revised on 1st May 1986."; and
 - (b) opposite the additional words mentioned in sub-paragraph (a) above from "or" onwards there shall be inserted—

- (i) in column (3)(c), the words “Design and construction requirements in paragraphs 5, 6 and 7. Marking requirements in paragraph 4.”; and
 (ii) in column (5), “1st October 1987”.

(14) In column (3)(a) of item 18A, at the end there shall be added the words “, amended on 26th April 1986 and corrected on 10th October 1986”.

(15) In column (3)(a) of item 19, at the end of the entry for ECE Regulation 26 there shall be added the words “and corrected on 23rd June 1986.”.

Amendment of references to Construction and Use Regulations

8.—(1) In paragraph (1) of regulation 2 (interpretation), in the definition of “the Construction and Use Regulations” for the words “Motor Vehicles (Construction and Use) Regulations 1978” there shall be substituted the words “Road Vehicles (Construction and Use) Regulations 1986”(a).

(2) In paragraph (3)(b) of that regulation, for the words “Regulation 3(2)” there shall be substituted the words “regulation 3(3)”.

(3) In Schedule 1 (type approval requirements)(b), for the references to regulations of the Construction and Use Regulations specified in column 2 of the Table below there shall be substituted the references specified in column 3 of that Table.

TABLE

(1) <i>Location of references</i>		(2) <i>Existing references</i>	(3) <i>New references</i>
<i>Item number</i>	<i>Column number</i>		
12A	(2)	17(5)(b) 17(12) 17(4)(a)	47(2)(b) 47(8) 46(4)(a)(ii)
12A	(4)	17(12)	47(8)

Signed by authority of the Secretary of State
 24th August 1987

Peter Bottomley
 Parliamentary Under Secretary of State,
 Department of Transport

(a) S.I. 1986/1078, as amended by S.I. 1986/1597, 1987/676 and 1133.
 (b) Schedule 1 was amended by S.I. 1984/1401, 1761 and 1986/739.

Regulations 5, 6, and 7(3) and (7)

THE SCHEDULE

(1)	(2)	(3)		(4)	(5)	(6)
		(a)	(b)	(c)		
5B	Exhaust Emissions	ECE Regulation 24 as revised on 20th April 1986.		Design, and construction requirements in paragraphs 6, 15 and 24. Marking requirements in paragraphs 5.4.3, 14.4.3 and 23.4.3.	Vehicles with other than compression ignition engines.	1.10.1987
7A	Lamps—side, rear, stop	ECE Regulation 7 as revised on 15th August 1985.		Design, and construction requirements in paragraphs 5, 6, 7, 8 and 12. Marking requirements in paragraphs 4.5, 4.6, 4.7 and 4.8.		1.10.1987
13G	Brakes	Council Directive 71/320/EEC of 26th July 1971 as amended by Commission Directive 74/132/EEC of 11th February 1974, Commission Directive 75/524/EEC of 25th July 1975, Commission Directive 79/489/EEC of 18th April 1979, corrected on 26th July 1979 and amended by Commission Directive 85/647/EEC of 23rd December 1985.	L202, 6.9.71, p.37 (SE 1971 (III), p.746), L74, 19.3.74, p.7, L236, 8.9.75, p.3, L128, 26.5.79, p.12, L188, 26.7.79, p.54 and L380, 31.12.85, p.1.	Design, construction and equipment requirements prescribed for category M1 vehicles in Annexes I, II, IV, VII, X (if applicable) and XII.		1.10.1987
14E	Noise and silencers	Council Directive 70/157/EEC of 6th February 1970 as amended by Commission Directive 73/350/EEC of 7th November 1973, Council Directive 77/212/EEC of 8th March 1977, Commission Directive 81/334/EEC of 13th April 1981, Commission Directive 84/372/EEC of 3rd July 1984 and Council Directive 84/424/EEC of 3rd September 1984.	L42, 23.2.70, p.16 (SE 1970 (I), p.111), L321, 22.11.73, p.33, L66, 12.3.77, p.33, L131, 18.5.81, p.6, L196, 26.7.84, p.47 and L238, 6.9.84, p.31.	Design, construction and equipment requirements in Annex I, paragraph 5 (excluding subparagraphs 5.2.2.1.2 to 5.2.2.1.7 and subparagraph 5.2.2.4.3.3.1.2), except that vehicles with 5 or more forward gears and a maximum power to maximum gross weight ratio not less than 75 kilowatts per tonne shall be tested in third gear only. Marking requirements in Annex I, paragraph 3.	Vehicles with 5 or more forward gears and a maximum power to maximum gross weight ratio not less than 75 kilowatts per tonne for which or for a model of which there is a type approval certificate or Minister's approval certificate in force on 30th September 1988.	1.10.1987

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Motor Vehicles (Type Approval) (Great Britain) Regulations 1984. Regulations 4 and 5 revise the type approval requirements for noise and silencers in regulation 4 and items 14B, 14C and 14D in Schedule 1 and add a new item 14E to that Schedule so that—

- (i) all vehicles for which, or for a model of which, there is no type approval or Minister's approval certificate in force on 30th September 1988 must meet the standards contained in Council Directive 84/424/EEC with the exception of certain vehicles having 5 or more forward gears, and
- (ii) all vehicles for which, or for a model of which, there is a type approval or Minister's approval certificate in force on 30th September 1988 must meet the above standard on 1st October 1989, save that a derogation is included in item 14E for certain vehicles having 5 or more forward gears.

Regulation 6 provides for the cessation of the application of certain of the prescribed requirements specified in items 13B, 13C and 13D in Schedule 1 relating to brakes, with the result that after 30th September 1989 requirements prescribed will be those set out in either Council Directive 71/320/EEC as amended by Commission Directives 75/524/EEC, 79/489/EEC and 85/647/EEC or ECE Regulation 13 (05 series of amendments).

Regulation 7 makes amendments to the type approval requirements in Schedule 1 relating to headlamps, lights and reflectors; doors, latches and hinges; brakes; seats, seat belts and their anchorages; anti-theft devices; interior fittings; emissions; external projections; and safety glass. Regulation 8 amends the references to the Construction and Use Regulations, to refer to the Road Vehicles (Construction and Use) Regulations 1986.

Copies of the EEC Directives referred to in these Regulations may be obtained from Her Majesty's Stationery Office.