

STATUTORY INSTRUMENTS

1989 No. 1865

**The Road Vehicles (Construction and Use)
(Amendment) (No. 3) Regulations 1989**

Amendments relating to noise limits—motor cycles

6. In regulation 57—

(a) for paragraphs (1) and (2) and the Table in paragraph (2) there shall be substituted—

“(1) Save as provided in regulation 59, the requirements specified in paragraph (1A) apply to every motor vehicle first used on or after 1st April 1983 but not later than 31st March 1991 which is—

(a) a moped; or

(b) a two-wheeled motor cycle, whether or not with sidecar attached, which is not a moped.

(1A) The requirements referred to in paragraph (1) are that—

(a) the vehicle shall be so constructed that its sound level does not exceed the relevant limit specified in column 2 of item 1 or 2 of the Table when measured under the conditions specified in column 3 in that item by the method specified in column 4 in that item using the apparatus prescribed in regulation 55(6); and

(b) the device designed to reduce the exhaust noise meets the requirements specified in column 5.

TABLE

Regulation 57 (1A)

<i>1</i>	<i>2</i>	<i>3</i>	<i>4</i>	<i>5</i>	
<i>Item</i>	<i>Limits of sound level Vehicle referred to in paragraph 1(a) or 2(a)</i>	<i>Conditions of measurement referred to in paragraph 1(b) or 2(b)</i>	<i>Methods of measurement</i>	<i>Requirements for exhaust device</i>	
1	73dB(A)	Limits specified in paragraph 2.1.1 of Annex 1 to Community Directive 78/1015 (1)	Conditions specified in paragraph 2.1.3 of Annex 4 to Community Directive 78/1015	Methods specified in paragraph 2.1.4 of Annex 1 to Community Directive 78/1015. Interpretation	Requirements as specified in paragraph 3 at Annex I to Community Directive 78/1015 except for

(1) “Community Directive” is defined in regulation 3 of the Road Vehicles (Construction and Use) Regulations 1986. The definition is amended by regulation 3(a) of these Regulations.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>1</i> <i>Item</i>	<i>2</i> <i>Limits of sound level</i> <i>Vehicle</i> <i>referred to in</i> <i>paragraph</i> <i>1(a) or 2(a)</i>	<i>3</i> <i>Conditions</i> <i>of</i> <i>measurement</i>	<i>4</i> <i>Methods of</i> <i>measurement</i>	<i>5</i> <i>Requirements</i> <i>for exhaust</i> <i>device</i>	
			of results as in paragraphs 2.1.5.2, 2.1.5.3 and 2.1.5.4 of that Annex	sub-paragraph 3.2	
2	73dB(A)	First stage limits specified in paragraph 2.1.1 of Annex I to Community Directive 87/56	Conditions specified in paragraph 2.1.3 of Annex I to Community Directive 87/56	Method specified in paragraph 2.1.4 of Annex I to Community Directive 87/56. Interpretation of results as in paragraphs 2.1.5.2, 2.1.5.3 and 2.1.5.4 of that Annex	Requirements as specified in paragraph 3 of Annex I to Community Directive 87/56 except for sub- paragraph 3.2

(1B) Instead of complying with paragraph (1), a vehicle referred to in paragraph (1)(b) may comply at the time of its first use with Community Directive 78/1015 or 87/56.

(2) Save as provided in regulation 59, the requirements specified in paragraph (2A) apply to every motor vehicle first used on or after 1st April 1991 which is—

(a) a moped; or

(b) a two-wheeled motor cycle, whether or not with sidecar attached, which is not a moped.

(2A) The requirements referred to in paragraph (2) are those mentioned in paragraph (1A) save that for the reference to item 1 or 2 of the Table there is substituted a reference to item 2 of the Table.

(2B) Instead of complying with paragraph (2), a vehicle referred to in paragraph (2)(b) may comply at the time of its first use with Community Directive 87/56.”; and

(b) paragraph (5) shall be omitted.