
STATUTORY INSTRUMENTS

1991 No. 2229

ROAD TRAFFIC

**The Motor Vehicles (Tests)
(Amendment) (No. 4) Regulations 1991**

<i>Made</i>	- - - -	<i>7th October 1991</i>
<i>Laid before Parliament</i>		<i>10th October 1991</i>
<i>Coming into force</i>		
<i>for the purposes of regulations 9 and 10</i>		<i>1st January 1992</i>
<i>for the purposes of regulation 11</i>		<i>1st January 1993</i>
<i>for all other purposes</i>		<i>1st November 1991</i>

The Secretary of State for Transport, in exercise of the powers conferred by sections 45 and 46 of the Road Traffic Act 1988⁽¹⁾ and by the Department of Transport (Fees) Order 1988⁽²⁾, and of all other enabling powers, and after consultation with representative organisations in accordance with section 195(2) of the Act, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Motor Vehicles (Tests) (Amendment) (No. 4) Regulations 1991 and shall come into force—

- (a) for the purposes of regulations 9 and 10 on 1st January 1992;
- (b) for the purposes of regulation 11 on 1st January 1993;
- (c) for all other purposes, on 1st November 1991.

2. Introduction

The Motor Vehicles (Tests) Regulations 1981⁽³⁾ shall be further amended in accordance with the provisions of these Regulations.

(1) 1988 c. 52.

(2) S.I. 1988/643; the relevant reference is paragraph 1 of Table III of Schedule 1.

(3) S.I. 1981/1694; relevant amending instruments are S.I. 1984/1126, 1985/1923, 1988/1894, 1991/253 and 1525.

Amendments coming into force on 1st November 1991

3. In regulation 11(1)(a) there shall be omitted the words “, inspection reports, inspection cards”.
4. In regulation 13—
 - (a) the word “and” immediately following paragraph (d) shall be omitted;
 - (b) after paragraph (e) there shall be added the word “and”; and
 - (c) at the end there shall be added—
 - “(f) in the case of a Class VI vehicle—
 - (i) the vehicle is not submitted for examination at the time and date fixed for the examination; or
 - (ii) the driver of the vehicle is requested to remain in it or its vicinity throughout the examination, to drive it, to operate its controls, to remove or refit its panels or to open or close its doors and he declines to do so.”.
5. In regulation 15—
 - (a) in paragraph (1)(b) there shall be inserted after “test certificate” the word “stating the grounds thereof”; and
 - (b) in paragraph (3)—
 - (i) in sub-paragraph (a) the words from “and shall contain” to the end shall be omitted; and
 - (ii) in sub-paragraph (b) the words from “and shall contain” to the end shall be omitted.
6. In regulation 18(6)(a) for the words “and contain the same particulars as are appropriate” there shall be substituted “as is appropriate”.
7. In regulation 20—
 - (a) in paragraph (5) “, (3)(b)” shall be omitted; and
 - (b) in paragraph (7) for sub-paragraphs (a) and (b) there shall be substituted—
 - “(a) the vehicle is re-examined before the end of the next day following an earlier examination of it being a day on which the Secretary of State will accept vehicles for examination;
 - (b) the person who re-examines the vehicle on behalf of the Secretary of State was already at the premises at which the re-examination occurs for the purpose of carrying out an examination on another vehicle;”.
8. In regulation 23—
 - (a) in paragraph (1)(b)—
 - (i) for “the Goods Vehicle Centre (PSV Section)” there shall be substituted “the PSV Centre”; and
 - (ii) at the end there shall be added “or at any goods vehicle testing station”; and
 - (b) in paragraph (2) in the proviso—
 - (i) the words “either the serial number of the original certificate or” shall be omitted; and
 - (ii) for “paragraph (1)(d)” there shall be substituted “paragraph (1)(a)(iv)”.

Amendments coming into force on 1st January 1992

9. For regulation 4(2) there shall be substituted—

“(2) The prescribed statutory requirements for the purposes of section 45(1) of the Road Traffic Act 1988 are in relation to any vehicle in a Class specified in an item in column 2 of the Table the requirements specified in that item in column 3 of the Table, and in these Regulations those requirements are referred to as “the prescribed statutory requirements”.

TABLE

(1) Item	(2) Class	(3) Requirements
1	I and II	Paragraph 1 of Schedule 2
2	III	Paragraph 2 of Schedule 2
3	IV	Paragraph 3 of Schedule 2
4	V	Paragraph 4 of Schedule 2
5	VI	Paragraph 5 of Schedule 2
6	VII	Paragraph 6 of Schedule 2”

10. For Schedule 2 there shall be substituted the Schedule set out in Schedule 1 to these Regulations.

Amendment to Schedule 2 coming into force on 1st January 1993

11. For Schedule 2 as substituted by regulation 10 above there shall be substituted the Schedule set out in Schedule 2 to these Regulations.

Signed by the authority of the Secretary of State for Transport

7th October 1991

Christopher Chope
Parliamentary Under Secretary of State,
Department of Transport

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

SCHEDULE 1

Regulation 10

SCHEDULE OF PRESCRIBED STATUTORY
REQUIREMENTS COMING INTO FORCE ON 1ST JANUARY 1992

“SCHEDULE 2

THE PRESCRIBED STATUTORY REQUIREMENTS FOR VEHICLES IN CLASSES I AND II

(a) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
1	16 and 18	Braking
2	24, 26, 27 and 100(1) (insofar as it relates to the condition of the road wheels)	Wheels and Tyres
3	29	Steering
4	37	Audible Warning Instrument
5	54, 57 and 100(1) (insofar as it relates to the condition of the pipings, attachment brackets and mounting of the exhaust system)	Exhaust
6	100(1) (insofar as it relates to the condition of the vehicle structure, the chassis, frame and any subframe or any mounting or connection or part of the suspension, to the extent that such condition may prejudice the steering or braking of the vehicle)	Structure and Suspension

(b) The requirements contained in the following provisions of the Lighting Regulations:—

Item No.	Regulations	Affecting
7	18 and 23	Front Position Lamp
8	18 and 23	Dipped Beam Headlamp
9	18 and 23	Main Beam Headlamp
10	18 and 23	Rear Position Lamp
11	18 and 23	Rear Retro Reflector
12	18 and 23	Stop Lamp
13	18 and 23	Direction Indicator

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THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS III

- (a) The requirements specified in items 2, 3, 4 and 7 to 13 in paragraph 1 above.
(b) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
14	15, 16 and 18	Braking
15	22 and 100(1) (insofar as it relates to the condition of the vehicle structure, the chassis, frame and any subframe or any mounting or connection or part of the suspension, to the extent that such condition may prejudice the steering, braking or seat belt mountings of the vehicle)	Structure and Suspension
16	34	Windscreen Cleaning
17	46, 47 and 48	Seat Belts and Anchorages
18	54 and 100(1) (insofar as it relates to the condition of the pipings, attachment brackets and mounting of the exhaust system)	Exhaust

THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS IV

- (a) The requirements specified in items 3, 4, 5 and 7 to 18 in paragraphs 1 and 2 above.
(b) The requirements contained in the following provision of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
19	61	Emissions

THE PRESCRIBED
STATUTORY

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**REQUIREMENTS
FOR VEHICLES IN CLASS V**

- (a) The requirements specified in items 2, 3, 4, 7 to 13 and 15 to 19 in paragraphs 1 and 2 above.
- (b) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
20	15, 16, 17 and 18	Braking
21	30, 31 and 32	Glass and Field of Vision
22	33	Mirrors
23	35 and 36	Speedometer
24	36A and 70A	Speed Limiter
25	39 and 100(1) (insofar as it relates to the security and condition of the fuel system components or, as the case may be, their maintenance so that no danger is likely to be caused)	Fuel Tanks and Pipes
26	100(1) (insofar as it relates to the question whether the particulars opposite are fitted or, as the case may be, maintained so that no danger is likely to be caused)	Seats, driving controls, body, doors and other openings

- (c) The requirements contained in the following provisions of the Lighting Regulations:—

Item No.	Regulations	Affecting
27	18 and 23	Rear Registration Plate Lamp
28	18 and 23	Rear Fog Lamp
29	18 and 23	Hazard Warning Signal Device

**THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS VI**

- (a) The requirements specified in items 2, 3, 4, 7 to 13, 15 to 26, 28 and 29 in paragraphs 1 to 4 above.
- (b) The requirements contained in the following provisions of the Construction and Use Regulations:—

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Item No.	Regulations	Affecting
30	25	Tyre Load Capacity
31	60	Radio Interference Suppression
32	62	Closets, etc
33	100(1) (insofar as it relates to the question whether the particulars opposite are fitted or, as the case may be, maintained so that no danger is likely to be caused)	Spare wheel carrier, means of coupling trailers, chassis, wiring, engine mounting, transmission, battery, shock absorbers, bumpers, doors, seats, driving controls, windows and mirrors
34	109	Television sets

(c) For those vehicles certified in accordance with the Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) Regulations 1981,(4) the requirements contained in the following provisions of those Regulations:—

Item No.	Regulations	Affecting
35	8	Guard Rail
36	13	Fuel Tanks, Carburettors, etc
37	14	Exhaust Pipe
38	15	Luggage Racks
39	16	Artificial Lighting
40	17	Electrical Equipment
41	18	Body
42	20	Steps, Platforms and Stairs
43	21	Number, Position and Size of Entrances and Exits
44	22	Width of Exits and Entrances
45	23	Doors
46	24	Marking, Positioning and Operation of Emergency Exits
47	25	Access to Exits
48	28	Seats
49	29	Passenger Protection
50	30	Ventilation
51	31	Driver's Accommodation
52	32	Windscreens

(4) S.I. 1981/257; relevant amending instruments are S.I. 1982/20 and 1058, 1986/1812 and 1989/2359.

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Item No.	Regulations	Affecting
53	33	Passengers' Communication with Driver
54	34	General Construction
55	35	Fire Extinguishing Apparatus
56	36	First Aid Equipment
57	38	Obstruction of Driver
58	39	Body Maintenance
59	44	Carriage of Inflammable or Dangerous Substances

(d) For minibuses of a type mentioned in regulation 41 of the Construction and Use Regulations, the following requirements specified in Schedules 6 and 7 to those Regulations:—

Item No.	(Schedule 6)	Affecting
60	1	Exhaust Pipes
61	2	Doors
62	3	Emergency Doors
63	4	Power-operated Doors
64	5	Locks, Handles and Hinges of Doors
65	6	View of Doors
66	7	Access to Doors
67	8	Grab Handles and Hand Rails
68	9	Seats
69	10	Electrical Equipment and Wiring
70	11	Fuel Tanks
71	12	Lighting of Steps
72	13	General Construction and Maintenance

Item No.	(Schedule 7)	Affecting
73	I	Fire Extinguishing Apparatus
74	II	First Aid Equipment

(e) The requirements contained in the following provisions of the Lighting Regulations:—

Item No.	Regulations	Affecting
75	18 and 23	End Outline Marker Lamp

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- (f) The requirements of the Community Recording Equipment Regulation insofar as they relate to the installation of recording equipment and the seals to be affixed to such equipment.

THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS VII

6. The requirements specified in items 2, 3, 4, 7 to 13, 15 to 19, 20 and 30 in paragraphs 1 to 5 above.”.

SCHEDULE 2

Regulation 11

SCHEDULE OF PRESCRIBED STATUTORY
REQUIREMENTS COMING INTO FORCE ON 1ST JANUARY 1993

“SCHEDULE 2

THE PRESCRIBED STATUTORY REQUIREMENTS FOR VEHICLES IN CLASSES I AND II

- (a) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
1	16 and 18	Braking
2	24, 26, 27 and 100(1) (insofar as it relates to the condition of the road wheels)	Wheels and Tyres
3	29	Steering
4	37	Audible Warning Instrument
5	54, 57 and 100(1) (insofar as it relates to the condition of the pipings, attachment brackets and mounting of the exhaust system)	Exhaust
6	100(1) (insofar as it relates to the condition of the vehicle structure, the chassis, frame and any subframe or any mounting or connection or part of the suspension, to the extent that such condition may prejudice the steering or braking of the vehicle)	Structure and Suspension

- (b) The requirements contained in the following provisions of the Lighting Regulations:—

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Item No.	Regulations	Affecting
7	18 and 23	Front Position Lamp
8	18 and 23	Dipped Beam Headlamp
9	18 and 23	Main Beam Headlamp
10	18 and 23	Rear Position Lamp
11	18 and 23	Rear Retro Reflector
12	18 and 23	Stop Lamp
13	18 and 23	Direction Indicator

THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS III

- (a) The requirements specified in items 2, 3, 4 and 7 to 13 in paragraph 1 above.
- (b) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
14	15, 16 and 18	Braking
15	30	Glass and Field of Vision
16	33	Mirrors
17	34	Windscreen Cleaning
18	39 and 100(1) (insofar as it relates to the security and condition of the fuel system components or, as the case may be, their maintenance so that no danger is likely to be caused)	Fuel Tanks and Pipes
19	46, 47 and 48	Seat Belts and Anchorages
20	54 and 100(1) (insofar as it relates to the condition of the pipings, attachment brackets and mounting of the exhaust system)	Exhaust
21	67	Vehicle Identification Number
22	22 and 100(1) (insofar as it relates to the condition of the vehicle structure, the body, the chassis, frame and any	Structure and Suspension

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Item No.	Regulations	Affecting
	subframe or any mounting or connection or part of the suspension, to the extent that such condition may prejudice the steering, braking or seat belt mounting of the vehicle or may otherwise cause danger)	
23	100(1) (insofar as it relates to the condition of seats, doors and other openings, to the extent that such condition may cause danger)	Seats, Doors and Other Openings

(c) The requirements contained in the following provisions of the Lighting Regulations:—

Item No.	Regulations	Affecting
24	18 and 23	Rear Registration Plate Lamp
25	18 and 23	Rear Fog Lamp
26	18 and 23	Hazard Warning Signal Device

(d) The requirements contained in the following provisions of the Road Vehicles (Registration and Licensing) Regulations 1971(5):—

Item No.	Regulations	Affecting
27	18, 19 and 20	Registration Marks

THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS IV

- (a) The requirements specified in items 2, 3, 4 and 7 to 27 in paragraphs 1 and 2 above.
- (b) The requirements contained in the following provision of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
28	61	Emissions

THE PRESCRIBED
STATUTORY

(5) S.I. 1971/450; relevant amending instruments are S.I. 1975/1089 and 1984/814.

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

**REQUIREMENTS
FOR VEHICLES IN CLASS V**

- (a) The requirements specified in items 2, 3, 4, 7 to 13, 16 to 22 and 24 to 26 in paragraphs 1 and 2 above.
- (b) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
29	15, 16, 17 and 18	Braking
30	30, 31 and 32	Glass and Field of Vision
31	35 and 36	Speedometer
32	36A and 70A	Speed Limiter
33	100(1) (insofar as it relates to the question whether the particulars opposite are fitted or, as the case may be, maintained so that no danger is likely to be caused)	Seats, driving controls, body, doors and other openings

**THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS VI**

- (a) The requirements specified in items 2, 3, 4, 7 to 13, 16 to 20, 22, 25, 26 and 28 to 33 in paragraphs 1 to 4 above.
- (b) The requirements contained in the following provisions of the Construction and Use Regulations:—

Item No.	Regulations	Affecting
34	25	Tyre Load Capacity
35	60	Radio Interference Suppression
36	62	Closets, etc
37	100(1) (insofar as it relates to the question whether the particulars opposite are fitted or, as the case may be, maintained so that no danger is likely to be caused)	Spare wheel carrier, means of coupling trailers, chassis, wiring, engine mounting, transmission, battery, shock absorbers, bumpers, doors, seats, driving controls and security of glass in windows and mirrors
38	109	Television sets

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

- (c) For those vehicles certified in accordance with the Public Service Vehicles (Conditions of Fitness, Equipment, Use and Certification) Regulations 1981,(6) the requirements contained in the following provisions of those Regulations:—

Item No.	Regulations	Affecting
39	8	Guard Rail
40	13	Fuel Tanks, Carburettors, etc
41	14	Exhaust Pipe
42	15	Luggage Racks
43	16	Artificial Lighting
44	17	Electrical Equipment
45	18	Body
46	20	Steps, Platforms and Stairs
47	21	Number, Position and Size of Entrances and Exits
48	22	Width of Exits and Entrances
49	23	Doors
50	24	Marking, Positioning and Operation of Emergency Exits
51	25	Access to Exits
52	28	Seats
53	29	Passenger Protection
54	30	Ventilation
55	31	Driver's Accommodation
56	32	Windscreens
57	33	Passengers' Communication with Driver
58	34	General Construction
59	35	Fire Extinguishing Apparatus
60	36	First Aid Equipment
61	38	Obstruction of Driver
62	39	Body Maintenance
63	44	Carriage of Inflammable or Dangerous Substances

- (d) For minibuses of a type mentioned in regulation 41 of the Construction and Use Regulations, the following requirements specified in Schedules 6 and 7 to those Regulations:—

(6) S.I. 1981/257; relevant amending instruments are S.I. 1982/20 and 1058, 1986/1812 and 1989/2359.

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Item No.	(Schedule 6)	Affecting
64	1	Exhaust Pipes
65	2	Doors
66	3	Emergency Doors
67	4	Power-operated Doors
68	5	Locks, Handles and Hinges of Doors
69	6	View of Doors
70	7	Access to Doors
71	8	Grab Handles and Hand Rails
72	9	Seats
73	10	Electrical Equipment and Wiring
74	11	Fuel Tanks
75	12	Lighting of Steps
76	13	General Construction and Maintenance

Item No.	(Schedule 7)	Affecting
77	I	Fire Extinguishing Apparatus
78	II	First Aid Equipment

(e) The requirements contained in the following provisions of the Lighting Regulations:—

Item No.	Regulations	Affecting
79	18 and 23	End Outline Marker Lamp

(f) The requirements of the Community Recording Equipment Regulation insofar as they relate to the installation of recording equipment and the seals to be affixed to such equipment.

THE PRESCRIBED
STATUTORY
REQUIREMENTS
FOR VEHICLES IN CLASS VII

6. The requirements specified in items 2, 3, 4, 7 to 27 and 34 in paragraphs 1 to 5 above.”.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations further amend the Motor Vehicles (Tests) Regulations 1981 (“the 1981 Regulations”) as follows.

Amendments coming into force on 1st November 1991

1. The 1981 Regulations no longer provide for the particulars to be contained in test certificates and notices of refusal of a test certificate.

2. Examiners, inspectors appointed by a designated council or the Secretary of State are under no obligation to carry out examinations of a Class VI vehicle (a public service vehicle other than such vehicles in Class V) where—

- (a) the vehicle is not submitted for examination at the time and date appointed; or
- (b) the driver is asked to remain in the vehicle or its vicinity, to drive it, to operate its controls, to remove or refit its panels or to open or close its doors, and he declines to do so.

3. The circumstances when the fee for the re-examination of a vehicle in Class VI is not payable are amended. The vehicle must be re-examined before the end of the next day following an earlier examination of it being a day on which the Secretary of State will accept vehicles for examination, and the person who re-examines the vehicle was already at the premises concerned for the purpose of carrying out another examination.

4. Applications for duplicate test certificates for Class VI vehicles may now be made to the Secretary of State at any goods vehicle testing station.

5. Other minor amendments are made.

Amendments coming into force on 1st January 1992

6. A new Schedule 2 (the prescribed statutory requirements for tests) is substituted. The new Schedule specifies separately (except for Classes I and II: motor bicycles) the requirements for each Class of vehicle. This is primarily because new items have been added to the Class V requirements. Class V consists of “large passenger-carrying vehicles”, particular public service vehicles and play buses.

Amendment coming into force on 1st January 1993

7. The version of Schedule 2 which is substituted on 1st January 1992 is substituted by a further version. This is because of changes to the requirements for the Class IV and VII tests. Class IV vehicles are “motor cars” and “heavy motor cars” not being vehicles in Classes III, V, VI or VII. Class VII vehicles are goods vehicles of which the design gross weight is more than 3000 kilograms but does not exceed 3500 kilograms. The changes give effect to Council Directive [88/449/EEC](#) (OJ No. L222, 26.7.1988, p.10) and [91/238/EEC](#) (OJ No. L178, 6.7.91, p.29) which amended Council Directive [77/143/EEC](#) (OJ No. L47, 18.2.1977, p.47) on the approximation of the Laws of the Member States Relating to Roadworthiness Tests for Motor Vehicles and their Trailers. Copies of these Directives can be obtained from Her Majesty’s Stationery Office.

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