

SCHEDULE 5

Regulation 7

PROVISIONS TO BE INSERTED INTO SCHEDULE 1B TO THE MOTOR VEHICLES (TYPE APPROVAL FOR GOODS VEHICLES) (GREAT BRITAIN) REGULATIONS 1982

“PART III

1. Item 2D of Part I of Schedule 1 shall have effect in relation to a vehicle to which this Part of this Schedule applies as if wherever the words “see regulation 4(14) and Schedule 1B” appear in column (6) there were substituted “30.9.1994”.

2.—(1) This Part of this Schedule applies on or after 1st October 1993 to a vehicle if it fulfils the following four requirements, namely—

- (a) it was manufactured on or after 1st April 1991 and before 1st April 1993;
- (b) either—
 - (i) a certificate of conformity was issued in respect of the vehicle before 1st October 1993 on the basis that it conformed with a type vehicle in respect of which a TAC had been issued before 1st July 1992; or
 - (ii) a sub-MAC was issued in respect of the vehicle before 1st October 1993 on the basis that it conformed with a vehicle in respect of which a MAC had been issued before 1st July 1992;
- (c) it was in the territory of a member State at some time before 1st October 1993; and
- (d) it was manufactured at a time when, out of all the relevant vehicles in existence on 1st October 1993, not more than the specified number had been manufactured.

(2) For the purposes of this paragraph, in relation to a vehicle (“the vehicle in question”),—

- (a) “the specified number” is 10 per cent of the total number of vehicles to which these Regulations apply that were both—
 - (i) manufactured by the manufacturer of the vehicle in question; and
 - (ii) registered under the Vehicles (Excise) Act 1971⁽¹⁾ during the period beginning with 1st October 1992 and ending with 30th September 1993;

or 50 whichever is the greater.

- (b) a “relevant vehicle” is a vehicle which—
 - (i) was manufactured by the manufacturer of the vehicle in question; and
 - (ii) satisfies the requirements of sub-paragraphs (a), (b) and (c) of paragraph 2(1) above; but
 - (iii) had not been registered under the Vehicles (Excise) Act 1971 before 1st October 1993.

(3) In this paragraph—

“MAC” means a Minister’s approval certificate not being a sub-MAC;

“sub-MAC” means a Minister’s approval certificate issued by virtue of section 58(4) of the Road Traffic Act 1988; and

“TAC” means a type approval certificate.

(4) For the purposes of this paragraph—

(1) 1971 c. 10; the Act was extended to Northern Ireland by section 10 of the Finance Act 1991 (c. 31).

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

- (a) a reference to a vehicle conforming with another vehicle is a reference to a vehicle conforming with another vehicle as respects the relevant aspects of design, construction, equipment and marking;
- (b) a TAC relates to a vehicle where a certificate of conformity has been issued on the basis of the vehicle conforming with a type vehicle in respect of which the TAC was issued; and
- (c) a MAC relates to a vehicle where a sub-MAC has been issued on the basis of the vehicle conforming with another vehicle in respect of which the MAC was issued.”