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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

1. These Regulations prescribe requirements to be met by motorcycle silencers and exhaust systems supplied in the course of carrying on a business. As a consequence of these Regulations it will generally be an offence under section 1 of the Motor Cycle Noise Act 1987 for a person to supply, offer or agree to supply, or expose or possess for supply a silencer or exhaust system comprising a silencer for a motor cycle, motor scooter or moped unless—

- (a) the silencer is marked in accordance with Council Directive [78/1015/EEC](#) (OJNo. L349, 13. 12. 78. p. 21) as amended, or marked “BS AU 193/T2” or “BS AU 193a: 1990/T2” or “BS AU 193a: 1990/T3” or equivalent;
- (b) the silencer is marked “NOT FOR ROAD USE” or words to that effect; or
- (c) the silencer is marked “PRE 1985 MC ONLY”.

2. The marking “BS AU 193/T2” is mentioned in the British Standard Specification for replacement motor cycle and moped exhaust systems published by the British Standards Institution under reference No. BS AU 193: 1983. “BS AU 193a: 1990/T2” and “BS AU 193a: 1990/T3” are markings mentioned in the British Standard Specification for replacement motor cycle and moped exhaust systems published by the British Standards Institution under reference No. BS AU 193a: 1990.

3. The Regulations also impose requirements as to packaging, labelling and instructions.

4. A compliance cost assessment has been prepared and copies can be obtained from the Department of Transport, Zone 2/04, Great Minster House, 76 Marsham Street, London SW1P 4DR (Tel: 0171-271 4632). A copy has been placed in the Library of each House of Parliament.

5. Copies of the Directives referred to in these Regulations can be obtained from Her Majesty’s Stationery Office. Copies of the British Standards referred to in these Regulations can be obtained from both the British Standards Institution, Sales Department, 389 Chiswick High Road, London W4 4AL (Tel: 0181-996 9000) and Her Majesty’s Stationery Office.