
STATUTORY INSTRUMENTS

1997 No. 191

ROAD TRAFFIC

**The Motor Vehicles (EC Type Approval)
(Amendment) Regulations 1997**

Made - - - - 28th January 1997
Laid before Parliament 6th February 1997
Coming into force - - 28th February 1997

The Secretary of State for Transport, being a Minister designated⁽¹⁾ for the purposes of subsection (2) of section 2 of the European Communities Act 1972⁽²⁾ in relation to the regulation of the type, description, construction or equipment of vehicles, and of components of vehicles, and in particular any vehicle type approval scheme, in exercise of the powers conferred by that section and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Motor Vehicles (EC Type Approval) (Amendment) Regulations 1997 and shall come into force on 28th February 1997.

2.—(1) Schedule 1 to the Motor Vehicles (EC Type Approval) Regulations 1992⁽³⁾ shall be amended as follows.

(2) For item 1 there shall be substituted the following item—

“1	70/157/EEC	L42, 23.2.70, p.16	Noise
	73/350/EEC*	L321, 22.11.73, p.33	
	77/212/EEC	L66, 12.3.77, p.33	
	81/334/EEC*	L131, 18.5.81, p.6	
	84/372/EEC*	L196, 26.7.84, p.47	

(1) S.I. 1972/1811.

(2) 1972 c. 68.

(3) S.I. 1992/3107, as amended by S.I. 1993/1221 and 2198, 1994/617 and 1570 and 1995/2328.

Status: This is the original version (as it was originally made).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

84/424/EEC	L238, 6.9.84, p.31
89/491/EEC*	L238, 15.8.89, p.43
92/97/EEC	L371, 19.12.92, p.1
96/20/EC*	L92, 13.4.96, p.23”.

(3) For item 2 there shall be substituted the following item—

“2	70/220/EEC	L76, 6.4.70, p.1	Emissions
	74/290/EEC	L159, 15.6.74, p.61	
	77/102/EEC*	L32, 3.2.77, p.32	
	78/665/EEC*	L223, 14.8.78, p.48	
	83/351/EEC	L197, 20.7.83, p.1	
	88/76/EEC	L36, 9.2.88, p.1	
	88/436/EEC	L214, 6.8.88, p.1	
	89/458/EEC	L226, 3.8.89, p.43	
	89/491/EEC*	L238, 15.8.89, p.43	
	91/441/EEC	L242, 30.8.91, p.1	
	93/59/EEC	L186, 28.7.93, p.21	
	94/12/EC†	L100, 19.4.94, p.42	
	96/44/EC*	L210, 20.8.96, p.25	
	96/69/EC†	L282, 1.11.96, p.64”.	

(4) For item 10 there shall be substituted the following item—

“10	72/245/EEC	L152, 6.7.72, p.15	Suppression (radio)
	89/491/EEC*	L238, 15.8.89, p.43	

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95/54/EC* L266, 8.11.95,
p.1”.

(5) For item 11 there shall be substituted the following item—

“11	72/306/EEC	L190, 20.8.72, p.1	Diesel smoke
	89/491/EEC*	L238, 15.8.89, p.43”.	

(6) For item 13 there shall be substituted the following item—

“13	74/61/EEC	L38, 11.2.74, p.22	Anti-theft devices
	95/56/EC*	L286, 29.11.85, p.1”.	

(7) For item 15 there shall be substituted the following item—

“15	74/408/EEC	L221, 12.8.74, p.1	Seat strength
	81/577/EEC	L209, 29.7.81, p.34	
	96/37/EC*	L186, 25.7.96, p.28”.	

(8) For item 19 there shall be substituted the following item—

“19	76/115/EEC	L24, 30.1.76, p.6	Seat belt anchorages
	81/575/EEC*	L209, 29.7.81, p.30	
	82/318/EEC*	L139, 19.5.82, p.9	
	90/629/EEC*	L341, 6.12.90, p.14	
	96/38/EC*	L187, 26.7.96, p.95”.	

(9) For item 27 there shall be substituted the following item—

“27	77/389/EEC	L154, 13.6.77, p.41	Towing hooks
	96/64/EC	L258, 11.10.96, p.26”.	

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(10) For item 31 there shall be substituted the following item—

“31	77/541/EEC	L220, 29.8.77, p.95	Seat belts
	81/576/EEC	L209, 29.7.81, p.32	
	82/319/EEC*	L139, 19.5.82, p.17	
	90/628/EEC*	L341, 6.12.90, p.1	
	96/36/EC*	L178, 17.7.96, p.15”.	

(11) For item 39 there shall be substituted the following item—

“39	80/1268/EEC	L375, 31.12.80, p.36	Fuel consumption
	89/491/EEC*	L238, 15.8.89, p.43	
	93/116/EC*	L329, 30.12.93, p.39”.	

(12) For item 40 there shall be substituted the following item—

“40	80/1269/EEC	L375, 31.12.80, p.46	Engine power
	88/195/EEC	L92, 9.4.88, p.50	
	89/491/EEC*	L238, 15.8.89, p.43”.	

(13) For item 41 there shall be substituted the following item—

“41	88/77/EEC	L36, 9.2.88, p.33	Diesel emissions
	91/542/EEC	L295, 25.10.91, p.1	
	96/1/EC	L40, 17.2.96, p.1”.	

(14) For item 44 there shall be substituted the following item—

“44	92/21/EEC	L129, 14.5.92, p.1	Masses and dimensions (cars)”.
	95/48/EC*	L233, 30.9.95, p.73	

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(15) After item 47 there shall be substituted the following item—

“49	95/28/EC	L281, 23.11.95, p.1	Flammability”.
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(16) After item 51 there shall be substituted the following item—

“54	96/27/EC	L169, 8.7.96, p.1	Side impact resistance”.
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Signed by the authority of the Secretary of State for Transport

28th January 1997

John Bowis
Parliamentary Under Secretary of State,
Department of Transport

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend Schedule 1 to the Motor Vehicles (EC Type Approval) Regulations 1992 and are made in consequence of Commission Directives [89/491/EEC](#), [96/20/EC](#), [96/44/EC](#), [95/54/EC](#), [95/56/EC](#), [96/37/EC](#), [96/38/EC](#), [96/64/EC](#), [96/36/EC](#), [95/48/EC](#), [95/28/EC](#) and Directives [96/69/EC](#), [96/1/EC](#) and [96/27](#) which were made by the European Parliament and Council.

Directive [89/491/EEC](#) amends Council Directive [70/157/EEC](#) in relation to permitted sound levels and exhaust systems of motor vehicles, Council Directive [70/220/EEC](#) in relation to emissions from motor vehicles, Council Directive [72/245/EEC](#) relating to the suppression of radio interference on motor vehicles, [72/306/EEC](#) in relation to emissions from diesel engines, [80/1268/EEC](#) in relation to fuel consumption of motor vehicles and [80/1269/EEC](#) in relation to the engine power of motor vehicles.

Directive [96/20/EC](#) further amends Council Directive [70/157/EEC](#) in relation to permitted sound levels and exhaust systems of motor vehicles.

Directive [96/44/EC](#) further amends Council Directive [70/220/EEC](#) in relation to emissions from motor vehicles.

Directive [95/54/EC](#) amends Council Directive [72/245/EEC](#) the suppression of radio interference on motor vehicles.

Directive [95/56/EC](#) amends Council Directive [74/61/EEC](#) in relation to anti-theft devices.

Directive [96/37/EC](#) further amends Council Directive [74/408/EEC](#) in relation to the strength of seats and their anchorages in motor vehicles.

Directive [96/38/EC](#) further amends Council Directive [76/115/EEC](#) in relation to seat belt anchorages for motor vehicles.

Directive [96/64/EC](#) amends Council Directive [77/389/EEC](#) in relation to motor vehicle towing devices.

Directive [96/36/EC](#) further amends Council Directive [77/541/EEC](#) in relation to seat belts and restraint systems of motor vehicles.

Directive [95/48/EC](#) amends Council Directive [92/21/EEC](#) in relation to masses and dimensions of category M1 motor vehicles.

Directive [95/28/EC](#) sets out requirements in relation to the burning behaviour of materials used in the interior construction of certain categories of motor vehicles. The directive provides that Member States may not refuse EEC type approval or national type approval for vehicles which have complied with the requirements.

Directive [96/69/EC](#) further amends Council Directive [70/220/EEC](#) in relation to emissions from motor vehicles.

Directive [96/1/EC](#) amends Council Directive [88/77/EEC](#) in relation to emissions from diesel engines for use in vehicles.

Directive [96/27/EC](#) provides that from 1st October 1998 Member States may no longer grant EC-type approval for motor vehicles which do not comply with requirements of the directive, in relation to the protection of occupants in the event of side impact resistance. From 1st October 2003 Member States must consider certificates of conformity which accompany new vehicles to be no longer valid if they do not certify that there has been compliance with the requirements.

Copies of EEC and EC Directives which are relevant to these Regulations can be obtained from Her Majesty's Stationery Office. The details of the Directives are set out below.

Principal Instrument	Amending Instruments
Council Directive 70/157/EEC (OJNo. L42, 23.2.70, p.16)	Commission Directive 73/350/EEC (OJ No. L321, 22.11.73, p.33), Council Directive 77/212/EEC (OJ No. L66, 12.3.77, p.33), Commission Directive 81/334/EEC (OJ No. L131, 18.5.81, p.6), Commission Directive 84/372/EEC (OJ No. L196, 26.7.84, p.47), Council Directive 84/424/EEC (OJ No. L238, 6.9.84, p.31), Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43), Council Directive 92/97/EEC (OJ No. L371, 19.12.92, p.1) and Commission Directive 96/20/EC (OJ No. L92, 13.4.96, p.23).
Council Directive 70/220/EEC (OJ No. L76, 6.4.70, p.1)	Council Directive 74/290/EEC (OJ No. L159, 15.6.74, p.61), Commission Directive 77/102/EEC (OJ No. L32, 3.2.77, p.32), Commission Directive 78/665/EEC (OJ No. L223, 14.8.78, p.48), Council Directive 83/351/EEC (OJ No. L197, 20.7.83, p.1), Council Directive 88/76/EEC (OJ No. L36, 9.2.88, p.1), Council Directive 88/436/EEC (OJ No. L214, 6.8.88, p.1), Council Directive 89/458/EEC (OJ No. L226, 3.8.89, p.1), Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43), Council Directive 91/441/EEC (OJ No. L242, 30.8.91, p.1), Council Directive 93/59/EEC (OJ No. L186, 28.7.93, p.21), European Parliament and Council Directive 94/12/EC (OJ No. L100, 19.4.94, p.42), Commission Directive 96/44/EC (OJ No. L210, 20.8.96, p.25), and European Parliament and Council Directive 96/69/EC (OJNo. L282, 1.11.96, p.64) and European Parliament and Council Directive 96/69/EC (OJ No. L282, 1.11.96, p.64).
Council Directive 72/245/EEC (OJ No. L152, 6.7.72, p.15)	Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43) and Commission Directive 95/54/EC (OJ No. L266, 8.11.95, p.1).
Council Directive 72/306/EEC (OJ No. L190, 20.8.72, p.1)	Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43).
Council Directive 74/61/EEC (OJ No. L38, 11.2.71, p.22)	Commission Directive 95/56 (OJ No. L286, 29.11.95, p.1).
Council Directive 74/408/EEC (OJ No. L221, 12.8.74, p.1)	Council Directive 81/577/EEC (OJ No. L209, 29.7.81, p.34) and Commission Directive 96/37/EC (OJ No. L186, 25.7.96, p.28).

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Principal Instrument	Amending Instruments
Council Directive 77/389/EEC (OJ No. L154, 13.6.77, p.41)	Commission Directive 96/64 (OJ No. L258, 11.10.96, p.26).
Council Directive 77/541/EEC (OJ No. L220, 29.8.77, p.95)	Council Directive 81/576 (OJ No. L209, 29.7.81, p.32), Commission Directive 82/319/EEC (OJ No. L139, 19.5.82, p.17), Commission Directive 90/628/EEC (OJ No. L341, 6.12.90, p.1) and Commission Directive 96/36/EC (OJ No. L178, 17.7.96, p.15).
Council Directive 80/1268/EEC (OJ No. L375, 31.12.80, p.36)	Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43) and Commission Directive 93/116/EC (OJ No. L1329, 30.12.93, p.39).
Council Directive 80/1269/EEC (OJ No. L375, 31.12.80, p.46)	Council Directive 88/195/EEC (OJ No. L92, 9.4.88, p.50) and Commission Directive 89/491/EEC (OJ No. L238, 15.8.89, p.43).
Council Directive 88/77/EEC (OJ No. L36, 9.2.88, p.33)	Council Directive 91/542/EEC (OJ No. L295, 25.10.91, p.1) and European Parliament and Council Directive 96/1/EC (OJ No. L40, 17.2.96, p.1).
Council Directive 92/21/EEC (OJ No. L129, 14.5.92, p.1)	Commission Directive 95/48/EC (OJ No. L233, 30.9.95, p.73).
European Parliament and Council Directive 95/28/EC (OJ No. L281, 23.11.95, p.1)	
European Parliament and Council Directive 96/27/EC (OJ No. L169, 8.7.96, p.1)	