

STATUTORY INSTRUMENTS

**2009 No. 2084**

**The Motor Vehicles (Type Approval for Goods Vehicles)  
(Great Britain) (Amendment) Regulations 2009**

**Amendment of Part I of Schedule 1 (type approval requirements)**

6.—(1) Part I of Schedule 1 is amended as follows.

(2) Omit items 2, 2A and 2B.

(3) In item 2C—

(a) in column (3), for “Directive [70/156/EEC](#)” substitute “Directive [2007/46/EC](#)”;

(b) in column (4), for “item 2I, 2J, 2K, 2L or 2M” substitute “item 2J or 2K”; and

(c) in column (5), omit “1.1.2007”.

(4) After item 2C insert—

“2CA	Emissions	Directive <a href="#">2006/40/EC</a> .	The maximum rate of leakage referred to in Article 5(3) measured in accordance with the harmonised leakage detection test referred to in Article 7(1)(1).	1. Vehicles other than of category N1 class I. 2. Vehicles of category N1 class I not fitted with an air-conditioning system designed to contain fluorinated greenhouse gases with a global warming potential higher than 150.		31.12.2016
2CB	Emissions	Directive <a href="#">2006/40/EC</a> .	The requirement with respect to design,	Vehicles other than of category N1 class I.	1.1.2017”	

(1) [Commission Regulation \(EC\) No. 706/2007](#) (OJ No. L161, 22.6.2007, p.33) lays down the harmonised leakage detection test for the purpose of Article 5(3).

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			construction or equipment in Article 5(5).			
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- (5) Omit items 2D, 2E, 2F and 2G.
- (6) In item 2H—
  - (a) in column (4), paragraph 2, for “item 2I, 2J, 2K, 2L or 2M” substitute “item 2J or 2K”; and
  - (b) in column (5), omit “1.1.2007”.
- (7) Omit item 2I.
- (8) For items 2J and 2K, substitute—

“2J	Diesel emissions	Directive <a href="#">2005/55/EC</a> , or the ECE Regulation set out in the second column of the table in Part II of Annex IV to Directive <a href="#">2007/46/EC</a> (together with the series of amendments, supplement or corrigendum thereto, if any) in relation to the subject in the first column of that table which corresponds with the subject matter of this item.	Articles 3 and 4 and Annexes I to VIII.  For vehicles propelled by compression-ignition engines the limit values are those specified in row B1 of the Tables (Table 1 where the ESC test and the ELR test are used and Table 2 where the ETC test is used) in section 6.2.1 of Annex I and for vehicles propelled by gas engines, the limit values are those specified in row B1 of Table 2 in section 6.2.1 of Annex I.	1. Vehicles which comply with the requirements in item 2C. 2. Vehicles propelled by gas in relation to the requirements of Annex I sections 6.5.3, 6.5.4 and 6.5.5.		30.9.2009
2K	Diesel emissions	Directive <a href="#">2005/55/EC</a> , or the ECE Regulation	Articles 3 and 4 and Annexes I to VIII.  For vehicles propelled by compression-	1. Vehicles which comply with the requirements in item 2C.	1.10.2009”	

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		set out in the second column of the table in part II of Annex IV to Directive <a href="#">2007/46/EC</a> (together with the series of amendments, supplement or corrigendum thereto, if any) in relation to the subject in the first column of that table which corresponds with the subject matter of this item.	ignition engines the limit values are those specified in row B2 of the Tables (Table 1 where the ESC test and the ELR test are used and Table 2 where the ETC test is used) in section 6.2.1 of Annex I and for vehicles propelled by gas engines, the limit values are those specified in row B2 of Table 2 in section 6.2.1 of Annex I.	2. Vehicles propelled by gas in relation to the requirements of Annex I sections 6.5.3, 6.5.4 and 6.5.5.		
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(9) For item 3, substitute—

“3	Diesel smoke	Council Directive <a href="#">72/306/EEC</a> of 2nd August 1972 on the approximation of the laws of the Member States relating to the measures to be taken against the emission of pollutants from diesel engines for use in vehicles(2),  Commission Directive <a href="#">2005/78/EC</a> of 14th	The requirements in the Annexes with respect to the design, construction, equipment or marking of vehicles.  The requirements in Annex VI with respect to the design, construction, equipment or marking of vehicles.	Vehicles not propelled by compression-ignition engines.”		
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(2) OJ No. L190, 20.8.72, p.1, as last amended by Commission Directive [2005/21/EC](#) (OJ No. L61, 8.3.2005, p.25).

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	<p>November 2005 implementing Directive <a href="#">2005/55/EC</a> of the European Parliament and of the Council on the approximation of the laws of the Member States relating to the measures to be taken against the emission of gaseous and particulate pollutants from compression-ignition engines for use in vehicles, and the emission of gaseous pollutants from positive-ignition engines fuelled with natural gas or liquefied petroleum gas for use in vehicles and amending Annexes I, II, III, IV and VI thereto<sup>(3)</sup>,</p> <p>or</p> <p>the ECE Regulation set out in the second column of the table in Part II of Annex IV to Directive</p>				
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(3) OJ No. L313, 29.11.2005, p.1, as last amended by Commission Directive [2008/74/EC](#) (OJ No. L192, 19.7.2008, p.51).

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		2007/46/EC (together with the series of amendments, supplement or corrigendum thereto, if any) in relation to the subject in the first column of that table which corresponds with the subject matter of this item.				
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(10) In items 4 and 4A, in column (3), for “Directive 70/156/EEC” substitute “Directive 2007/46/EC”.

(11) In item 5, in column (3)—

- (a) after “of vehicles” insert “as amended by Directive 89/491/EEC(4)”; and
- (b) for “Directive 70/156/EEC” substitute “Directive 2007/46/EC”.

(12) In item 6, in column (3), for “Directive 70/156/EEC” substitute “Directive 2007/46/EC”.

(13) Omit item 9.

(14) In item 9A, in column (4), for paragraphs 2 and 3 substitute—

				<p>2. Vehicles of category N2 and N3 having, in either case, a maximum design speed of 25 kilometres per hour or less.</p> <p>3. Vehicles of category N2 or N3 to which a speed limitation</p>		
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(4) OJ No. L238, 15.8.89, p.43.

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				device is not fitted.		
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(15) In item 12—

- (a) in column (3), for “making” substitute “marking”; and
- (b) in column (5), omit “4.2.2004”.

(16) After item 12 add—

“13	Consumption and emissions	Council Directive 80/1268 of 16th December 1980 on the approximation of the laws of the Member States relating to the carbon dioxide emissions and the fuel consumption of motor vehicles(5),  or  the ECE Regulation set out in the  second column of the table in Part II of Annex IV to Directive <a href="#">2007/46/EC</a> (together with the series of amendments, supplement or corrigendum thereto, if any) in relation to the subject in the first column of that table which corresponds with the subject	Points 4 to 7 of Annex I.	Vehicles of category N2 or N3.		
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(5) OJ No. L375, 31.12.80, p.36, as last amended by Directive [2004/3/EC](#), OJ No. L49, 19.2.2004, p.36.

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		matter of this item.				
14	Fuel tanks	<p>Council Directive <a href="#">70/221/EEC</a> of 20th March 1970 on the approximation of the laws of the Member States relating to liquid fuel tanks and rear underrun protection for motor vehicles and their trailers<sup>(6)</sup>,</p> <p>or</p> <p>the ECE Regulation set out in the second column of the table in Part II of Annex IV to Directive <a href="#">2007/46/EC</a> (together with the series of amendments, supplement or corrigendum thereto, if any) in relation to the subject in the first column of that table which corresponds with the subject matter of this item.</p>	Design, construction and equipment requirements in sections 5.9 and 5.9.1 in Annex I.	Vehicles which meet the requirements of section 5.9 in Annex I and those of section 5.1.3 of Annex I to Directive <a href="#">70/220/EEC</a> .”		

#### Commencement Information

**II** Reg. 6 in force at 26.8.2009, see [reg. 1](#)

<sup>(6)</sup> OJ No. L76, 6.4.70, p.23, as last amended by Council Directive [2006/96/EC](#) (OJ No. L363, 20.12.2006, p.81).

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**Changes and effects yet to be applied to :**

- [Regulations revoked by S.I. 2020/818 Sch. 6 para. 43](#)