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STATUTORY INSTRUMENTS

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**2018 No. 1203**

The Trailer Registration Regulations 2018

PART 2

REGISTRATION AND INSPECTIONS

**Unregistered trailers in 1968 Convention territories**

- 5.—(1) It is an offence for a person to keep or use a trailer on a road that is—
- (a) being used on a journey that will involve, or has involved, entering a country outside the United Kingdom that is a contracting party to the Convention; and
  - (b) not registered.
- (2) Paragraph (1) does not apply if—
- (a) the trailer is kept by a person who is not—
    - (i) resident in the United Kingdom (as defined in regulation 4(3));
    - (ii) a company formed and registered under the Companies Act 2006; or
    - (iii) a holder of a valid operator's licence granted under the provisions referred to in regulation 4(2)(c)(iii);
  - (b) the permissible maximum mass is 750 kilograms or less; or
  - (c) the permissible maximum mass is 3,500 kilograms or less and the trailer is not being used on that journey primarily—
    - (i) for the commercial transport of goods or passengers' belongings, whether for hire or reward or any other purpose; or
    - (ii) in relation to another paid occupation.
- (3) In any proceedings for this offence, it is a defence for the defendant to prove that they—
- (a) were unaware and could not reasonably have been expected to be aware that the trailer would be so used; or
  - (b) held a reasonable belief that the trailer was registered at the time of the alleged offence.