STATUTORY INSTRUMENTS

1969 No. 322

ROAD TRAFFIC

The Goods Vehicles (Plating and Testing) (Amendment) Regulations 1969

Made - - - -	11*th March* 1969
Laid before Parliament	31*st March* 1969
Coming into Operation	1*st May* 1969

The Minister of Transport, in exercise of his powers under section 9 of the Road Safety Act 1967(a) as amended by section 148 of the Transport Act 1968(b), and of all other powers him enabling in that behalf, and after consultation with representative organisations in accordance with the provisions of section 260(2) of the Road Traffic Act 1960(c), as applied by section 29(6) of the said Act of 1967, hereby makes the following Regulations:—

1. These Regulations shall come into operation on the 1st May 1969 and may be cited as the Goods Vehicles (Plating and Testing) (Amendment) Regulations 1969.

2. The Goods Vehicles (Plating and Testing) Regulations 1968(d), as amended(e), shall have effect as though:—

(1) in Regulation 2(1)—

(*a*) for the definition of "the Construction and Use Regulations" there were substituted the following definition—

"'the Construction and Use Regulations' means the Motor Vehicles (Construction and Use) Regulations 1969(f);";

(*b*) in the definition of "the standard lists", in paragraph (*c*)—

(i) in sub-paragraph (ii) for the words "the Construction and Use Regulations" there were substituted the words "the Motor Vehicles (Construction and Use) Regulations 1966(g)";

(ii) in sub-paragraph (iii) for the words "the Construction and Use Regulations" there were substituted the words "the said Regulations of 1966";

(2) in Regulation 4(2) for the words "Regulation 4(8A)" there were substituted the words "Regulation 4(8)(*b*)";

(3) in Regulation 15—

(*a*) for the proviso to paragraph (*a*) there were substituted the following proviso—

"Provided that if the use on roads of the vehicle at any such equivalent weight as is mentioned in this paragraph would render—

(i) a motor vehicle, when not drawing a trailer, liable to be used in contravention of Regulation 71 of the Construction and Use Regulations;

(a) 1967 c. 30. (b) 1968 c. 73. (c) 8 & 9 Eliz. 2. c. 16. (d) S.I. 1968/601 (1968 I, p. 1372).
(e) The relevant amending instrument is S.I. 1968/1169 (1968 II, p. 3154).
(f) S.I. 1969/321(1969 I, p.829). (g) S.I. 1966/1288 (1966 III, p. 3493).

(ii) a trailer, to which Regulation 72(3) of the said Regulations does not apply, liable to be used in contravention of Regulation 72(1) and (2);

(iii) a trailer, to which the said Regulation 72(3) does apply, when drawn by a prior 1968 vehicle as defined in Regulation 72(5) of the said Regulations, liable to be used in contravention of the said Regulation 72(3); or

(iv) a motor vehicle or trailer liable to be used in contravention of Regulation 75 or 125 of the said Regulations,

then such equivalent weight shall for the purpose of the determination of a plated weight under this Regulation be reduced to such extent as is necessary to ensure compliance with any such Regulation;";

(*b*) in the proviso to paragraph (*b*) for the words "Regulation 73(3)" there were substituted the words "Regulation 74(3)";

(4) in Regulation 16(2)—

(*a*) in sub-paragraph (*f*) for the words "Regulation 60" there were substituted the words "Regulation 62";

(*b*) in sub-paragraph (*h*) for the words "Regulations 70, 71, 74 and 123" there were substituted the words "Regulations 71, 72, 75 and 125" and for the words "Regulation 73(3)" there were substituted the words "Regulation 74(3)";

(5) for Schedule 3, there were substituted the following Schedule:—

"SCHEDULE 3 (see Regulation 4)

THE PRESCRIBED CONSTRUCTION AND USE REQUIREMENTS

PART I

The construction and use requirements which are prescribed for the purposes of a goods vehicle test in the case of a motor vehicle are the requirements specified in each of the following sections:—

SECTION I

The requirements contained in the following provisions of the Construction and Use Regulations:—

1. Regulation 82 (relating to maintenance of silencer).

2. Regulation 84 (relating to the use of vehicles so as not to emit smoke).

3. Regulation 120 (relating to Ministry plate).

4. Regulation 76(1) in so far as that Regulation provides that a motor vehicle and all parts and accessories of such vehicle shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the vehicle or on a road and in so far as that provision relates to the following parts and accessories of a motor vehicle provided thereon, namely:—

(*a*) spare wheel carrier

(*b*) means of attaching trailer

(*c*) the chassis

(*d*) the wiring of the electrical system

(*e*) engine mounting

(*f*) fuel tank and fuel pipes

(*g*) the propeller shaft and its associated couplings and bearings

(*h*) exhaust system

(*i*) battery.

SECTION II

The requirements contained in the following provisions of the Construction and Use Regulations:—

5. Regulation 80(1) (relating to steering gear).

6. Regulation 83 (relating to maintenance of tyres) and Regulation 51(2) (prohibition on fitting of recut pneumatic tyres).

7. Regulation 125 (relating to strength of tyres).

8. Regulation 76(1) in so far as that Regulation provides that a motor vehicle and all parts and accessories of such vehicle shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the vehicle or on a road and in so far as that provision relates to the following parts and accessories of a motor vehicle provided thereon, namely:—

(*a*) wheels

(*b*) the suspension system

(*c*) axles

(*d*) shock absorbers.

SECTION III

The requirements contained in the following provisions of the Construction and Use Regulations:—

9. Regulation 13 (speedometer) in so far as that Regulation provides that a speedometer shall be fitted, correctly positioned and illuminated.

10. Regulation 16 (relating to view to the front).

11. Regulation 17 (relating to mirrors).

12. Regulation 19 (relating to windscreen wiper).

13. Regulation 21(1) and 21(3) (relating to audible warning instrument).

14. Regulation 78 (relating to maintenance of glass).

15. Regulation 80(2) (relating to maintenance of windscreen wiper).

16. Regulation 76(1) in so far as that Regulation provides that a motor vehicle and all parts and accessories of such vehicle shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the vehicle or on a road and in so far as that provision relates to the following parts and accessories of a motor vehicle provided thereon, namely:—

(*a*) bumpers

(*b*) wings

(*c*) the cab

(*d*) the driving seat

(*e*) the body

(*f*) driving controls other than those of brakes and steering

(*g*) cab steps or step rings

(*h*) glass or other transparent material contained in any windscreen or in any window forming part of the cab.

SECTION IV

The requirements contained in the following provisions of the Construction and Use Regulations:—

17. Regulation 11 (relating to parking brakes).

18. Regulation 12 (relating to vacuum or pressure braking systems).

19. Regulation 45(6) and (7) (relating to brakes).

20. Regulation 50(6) and (7) (relating to brakes).

21. Regulation 79(1) (relating to maintenance of brakes).

SECTION V

The requirement contained in the following provision of the Construction and Use Regulations:—

22. Regulation 76(1) in so far as that Regulation provides that a motor vehicle and all parts and accessories of such vehicle shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the vehicle or on a road and in so far as that provision relates to direction indicators provided on the vehicle.

The requirements contained in the following provisions of the Road Transport Lighting Act 1957(**a**) and the Road Vehicles Lighting Regulations 1964(**b**), as amended(**c**):—

23. Section 1(1) and (2) of the said Act (relating to lights and reflectors).

24. Regulations 4, 5, 8, 9, 13 and 20 of the said Regulations.

25. The requirements contained in the Road Vehicles (Headlamps) Regulations 1967(**d**) other than in Regulation 5(*c*) and (*d*).

PART II

The construction and use requirements which are prescribed for the purposes of a goods vehicle test in the case of a trailer are the requirements specified in each of the following sections:—

SECTION I

The requirements contained in the following provisions of the Construction and Use Regulations:—

1. Regulation 120 (relating to Ministry plate).

2. Regulation 76(1) in so far as that Regulation provides that a trailer and all parts and accessories of such trailer shall at all times be in such condition that no danger is caused or is likely to be

(**a**) 5 & 6 Eliz. 2. c. 51. (**b**) S.I. 1964/205 (1964 I, p. 345).
(**c**) The relevant amending instruments are S.I. 1965/870, 1966/30, 1967/1934 (1965 I, p. 2367; 1966 I, p. 45; 1967 III, p. 5387).
(**d**) S.I. 1967/1933 (1967 III, p. 5382).

caused to any person in or on the trailer or on a road and in so far as that provision relates to the following parts and accessories of a trailer provided thereon, namely:—

(*a*) spare wheel carrier.

(*b*) means of attachment to another vehicle.

(*c*) the chassis

(*d*) the wiring of the electrical system.

SECTION II

The requirements contained in the following provisions of the Construction and Use Regulations:—

3. Regulation 83 (relating to maintenance of tyres) and Regulation 64(2) (prohibition on fitting of recut pneumatic tyres).

4. Regulation 125 (relating to strength of tyres).

5. Regulation 76(1) in so far as that Regulation provides that a trailer and all parts and accessories of such trailer shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the trailer or on a road and in so far as that provision relates to the following parts and accessories of a trailer provided thereon, namely:—

(*a*) wheels

(*b*) the suspension system.

(*c*) axles and steering gear

(*d*) shock absorbers.

SECTION III

The requirement contained in the following provision of the Construction and Use Regulations:—

6. Regulation 76(1) in so far as that Regulation provides that a trailer and all parts and accessories of such trailer shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the trailer or on a road and in so far as that provision relates to the following parts and accessories of a trailer provided thereon, namely:—

(*a*) bumpers

(*b*) wings

(*c*) the body.

SECTION IV

The requirements contained in the following provisions of the Construction and Use Regulations:—

7. Regulation 62(1) (relating to brakes).

8. Regulation 79(1)(*a*) (relating to maintenance of brakes).

SECTION V

The requirement contained in the following provision of the Construction and Use Regulations:—

9. Regulation 76(1) in so far as that Regulation provides that a trailer and all parts and accessories of such trailer shall at all times be in such condition that no danger is caused or is likely to be caused to any person in or on the trailer or on a road and in so far as that provision relates to direction indicators provided on the trailer.

The requirements contained in the following provisions of the Road Transport Lighting Act 1957 and the Road Vehicles Lighting Regulations 1964, as amended:—

10. Section 1(1)(*b*) and (2) of the said Act (relating to lights and reflectors).

11. Regulations 13 and 20 of the said Regulations.".

Given under the Official Seal of the Minister of Transport the 11th March 1969.

(L.S.)

Richard Marsh,
Minister of Transport.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Goods Vehicles (Plating and Testing) Regulations 1968 by substituting, in general, for references in those Regulations to provisions of the Motor Vehicles (Construction and Use) Regulations 1966, as amended, references to similar provisions as now re-enacted in the Motor Vehicles (Construction and Use) Regulations 1969.