STATUTORY INSTRUMENTS

1972 No. 1609

ROAD TRAFFIC

The Motor Vehicles (Authorisation of Special Types) (Amendment) Order 1972

Made - - - 19*th October* 1972

Coming into Operation 20*th November* 1972

The Secretary of State for the Environment, in exercise of his powers under section 42(1), (2) and (3) of the Road Traffic Act 1972(**a**) and of all other enabling powers, hereby makes the following Order:—

1.—(1) This Order shall come into operation on 20th November 1972 and may be cited as the Motor Vehicles (Authorisation of Special Types) (Amendment) Order 1972.

(2) The Interpretation Act 1889(**b**) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

2. The Motor Vehicles (Authorisation of Special Types) General Order 1969(**c**), as amended (**d**), shall be further amended in accordance with the following provisions of this Order.

3. Article 11 (Pedestrian controlled road maintenance vehicles) shall have effect as though after the words "Regulations 9, 11," there were inserted the number "25B,".

4. Article 13 (Straddle carriers) shall have effect as though after the words "Regulations 10, 11(2)(*b*)(ii)," there were inserted the numbers "30, 30A,".

5. Article 16 (Vehicles for moving excavated material) shall have effect as though—

(*a*) in paragraph (*d*)—

(i) after the number "11(2)(*b*)(ii)" there were inserted the numbers "30, 30A,"; and

(ii) after the number "71" there were inserted the numbers "74A, D and E,";

(*b*) in paragraph (*e*) after the words "Regulations 10" there were inserted the number "30,"; and

(**a**) 1972 c. 20. (**b**) 1889 c. 63. (**c**) S.I. 1969/344 (1969 I, p.947).

(**d**) The relevant amending instruments are S.I. 1969/1457, 1971/980 (1969 III, p. 4710; 1971 II, p. 2848).

(*c*) in paragraph (*f*)—

(i) after the number "11(2)(*b*)(ii)" there were inserted the numbers "30, 30A"; and

(ii) after the number "74" there were inserted the numbers "74B, C, D and E,".

6. Article 20 (Vehicles for carrying or drawing abnormal indivisible loads) shall have effect as though—

(*a*) in paragraph (*c*) after the words "Regulations 10, 11(2)(*b*)(ii)," there were inserted the number "30A,";

(*b*) in paragraph (*f*) after the words "Regulations 10," there were inserted the number "30A,".

7. Article 21 (Engineering Plant) shall have effect as though in paragraph (*f*) for the words "80 to 84 (inclusive)," there were substituted the words "80 to 83 (inclusive), 84,".

8. Article 25 (Marking of projecting loads and fixed appliances or apparatus which project) shall have effect as though—

(*a*) in paragraph (2) after the words "paragraph (3) and (4)" there were inserted the words "and (5)"; and

(*b*) at the end of that Article there were added the following paragraph—

"(5) Notwithstanding that paragraph (2)(*a*) provides for the conditions specified in paragraph 3 of Schedule 8 to the Construction and Use Regulations to be complied with as respects a load which has a projection to which sub-paragraph (*a*)(i) of paragraph (1) of this Article applies, those conditions in relation to the exhibition of the end projection surface on that projection need not be complied with in the case of such a load which carries a rear marking in accordance with the Motor Vehicles (Rear Markings) Regulations 1970(**a**), as amended (**b**)".

Signed by authority of the Secretary of State.

Le Dale,
An Under Secretary in the
Department of the Environment.

19th October 1972.

(**a**) S.I. 1970/1700 (1970 III, p. 5577). (**b**) S.I. 1972/842 (1972 II, p. 2681).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Motor Vehicles (Authorisation of Special Types) General Order 1969. The principal changes are:—

1. Article 3 of this Order provides that certain pedestrian controlled road maintenance vehicles need not comply with Regulation 25B of the Motor Vehicles (Construction and Use) Regulations 1969 (S.I. 1969/321) (hereafter referred to as "the 1969 Regulations") relating to the emission of smoke by diesel engined motor vehicles.

2. Article 4 adds to the requirements of the 1969 Regulations with which straddle carriers need not comply, those as to the fitting of a manufacturer's plate and as to a minimum power to weight ratio.

3. Article 5 provides that vehicles used for moving excavated material shall be exempt from certain weight restrictions and the minimum power to weight ratio requirements imposed by the 1969 Regulations.

4. Article 6 provides that in the case of motor vehicles used for the conveyance of abnormal indivisible loads the aforesaid minimum power to weight ratio requirements shall not apply.

5. Article 8 provides that an end projection surface at the end of an abnormal indivisible load projecting to the rear of a vehicle need not be exhibited, if a rear marking is carried on the load in accordance with the Motor Vehicles (Rear Markings) Regulations 1970, as amended.

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