EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order re-enacts the provisions of the Motor Vehicles (Authorisation of Special Types) (Amendment) (No. 3) Order, 1947, which authorises the use on roads for snow clearance of Mack Type N.M. heavy artillery tractors notwithstanding that they exceed the maximum width of 7 feet 6 inches prescribed for such vehicles by Regulation 32 of the Motor Vehicles (Construction and Use) Regulations, 1947. The present Order also permits the use of such vehicles for distributing grit or salt on frosted, ice-bound or snow-covered roads.

The Motor Vehicles (Authorisation of Special Types) (No. 3) Order, 1951

1951 No. 2298

Made - - - - 22*nd December*, 1951
Coming into Operation 1*st January*, 1952

The Minister of Transport in exercise of the powers conferred upon him by section 3 of the Road Traffic Act, 1930(a), and of all other powers him enabling in that behalf hereby makes the following Order:—

1.—(1) This Order shall come into operation on the first day of January, 1952, and may be cited as "The Motor Vehicles (Authorisation of Special Types) (No. 3) Order, 1951".

(2) In this Order, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"Track Laying Regulations" means the Motor Vehicles (Construction and Use) (Track Laying Vehicles) Regulations, 1941(b);

"Construction and Use Regulations" means the Motor Vehicles (Construction and Use) Regulations, 1951(c); and

"engineering plant" means:—

(*a*) movable plant or equipment being a motor vehicle or trailer (not constructed primarily to carry a load) specially designed and constructed for the special purposes of engineering operations, and which cannot, owing to the requirements of such special purposes, comply in all respects with the requirements of the Construction and Use Regulations or the Track Laying Regulations, or

(*b*) a mobile crane which does not comply in all respects with the requirements of the Construction and Use Regulations or the Track Laying Regulations.

(3) The Interpretation Act, 1889(d), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The Minister hereby authorises the use on roads of movable plant or equipment (other than engineering plant) being a motor vehicle specially designed and constructed for use in private premises for the primary purpose of moving excavated material and fitted with a tipping body, moving platform

(a) 20 & 21 Geo. 5. c. 43.
(b) S.R. & O. 1941 (No. 459) I, p. 1031.
(c) S.I. 1951 No. 2101, p. 508 below.
(d) 52 & 53 Vict. c. 63.

or other similar device for discharging its load, and which cannot, owing to the requirements of such special purpose, comply in all respects with the requirements in the case of a vehicle with not more than four wheels of Regulations 9, 37, 41 and 68 of the Construction and Use Regulations, and in the case of a vehicle with more than four wheels of the said Regulations 9, 37 and 41, subject to the following conditions and restrictions:—

(*a*) a vehicle shall only be used in proceeding to and from private premises and shall carry no load other than its necessary gear or equipment;

(*b*) no vehicle shall draw a trailer;

(*c*) the overall width of a vehicle shall not exceed 9 feet 6 inches;

(*d*) no vehicle shall travel at a speed exceeding 12 miles per hour;

(*e*) all the wheels of the vehicle shall be equipped with pneumatic tyres;

(*f*) where the overall width of a vehicle exceeds 8 feet at least one person in addition to the driver shall be in attendance to attend the vehicle;

(*g*) in the case of a vehicle with not more than four wheels the sum of the weights transmitted to the road surface by all the wheels of the vehicle shall not exceed 14 tons but otherwise the requirements of Regulation 68 of the Construction and Use Regulations shall be complied with;

(*h*) before using a vehicle, the overall width of which exceeds 8 feet, on any road on which a tramcar is operated, the owner shall give two clear days' notice (exclusive of Sundays, Bank Holidays, Christmas Day, Good Friday, and days appointed by proclamation to be Bank Holidays) to the Chief Officer of Police of the district in which the road lies, such notice containing such particulars as are necessary to identify the vehicle and particulars of the overall width of the vehicle and the time and route of the proposed journey.

The Chief Officer of Police may in special cases or circumstances dispense with any requirements as to the length of notice or the particulars to be given. The owner shall carry out the journey in accordance with the particulars given by him in the notice, subject to any variations in the time or route which he may be directed to make by the Chief Officer of Police.

Given under the Official Seal of the Minister of Transport this twenty-second day of December, 1951.

(L.S.)

G. F. Stedman,
An Under-Secretary of the Ministry of Transport.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order authorises conditionally the use on roads of special motor vehicles constructed for the primary purpose of moving excavated material, notwithstanding that they do not comply with the requirements of the Motor Vehicles (Construction and Use) Regulations, 1951, as to

(*a*) springs;

(*b*) the overall width and wings of heavy motor cars; and

(*c*) the maximum laden weight of motor cars and heavy motor cars if they have not more than four wheels.