1959 No. 2231

The Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations, 1959

Made - - - -	*17th December*, 1959
Laid before Parliament	*29th December*, 1959
Coming into Operation	*9th January*, 1960

The Minister of Transport, in exercise of his powers under sections 3, 30 and 111 of the Road Traffic Act, 1930(a), and of all other powers him enabling in that behalf, and after consultation with representative organisations in accordance wih the provisions of subsection (2) of the said section 111, hereby makes the following Regulations :—

1.—(1) These Regulations shall come into operation on the ninth day of January, 1960, and may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations, 1959.

(2) The Interpretation Act, 1889(b), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. The Motor Vehicles (Construction and Use) Regulations, 1955(c), as amended(d), shall be further amended as follows :—

(1) in paragraph (1) of Regulation 3, after the definition of " straddle carrier " there shall be inserted the following definitions :—

" ' statutory power of removal ' means a power conferred by or under any enactment to remove or move a vehicle from any road or from any part of a road ;

' towing implement ' means any device on wheels designed for the purpose of enabling a motor vehicle to draw another vehicle by the attachment of that device to that other vehicle in such a manner that part of that other vehicle rests on the device and some but not all of the wheels on which that other vehicle normally runs are raised off the ground ; " ;

(2) after paragraph (8) of Regulation 4 there shall be inserted the following paragraphs :—

" (9) The provisions of these Regulations applicable to trailers contained in Part II (except paragraph (2) of Regulation 5) and Regulations 64 and 92 of these Regulations shall not apply—

(*a*) to any towing implement which is being drawn by a motor vehicle while it is not attached to any vehicle except the one drawing it if the following conditions are satisfied, that is to say,—

(i) the towing implement is not being so drawn during the time between half an hour after sunset and half an hour before sunrise, and

(ii) the vehicle by which it is being so drawn is not driven at a speed exceeding twenty miles per hour, or

(*b*) to any vehicle which is being drawn by a motor vehicle in the exercise of a statutory power of removal.

(10) Any reference in these Regulations to a vehicle which is being drawn by a motor vehicle in the exercise of a statutory power

(a) 20 & 21 Geo. 5. c. 43. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1955/482 (1955 II, p. 2242).
(d) S.I. 1956/540, 1957/359, 971, 1959/1936 (1956 II, p. 2004; 1957 II, pp. 1976, 1985).

of removal or to a broken down vehicle shall include a reference to any towing implement which is being used for the drawing of any such vehicle." ;

(3) at the end of the proviso to Regulation 13 (which proviso contains certain exceptions from the requirements of that Regulation relating to the diameters of wheels of motor vehicles and trailers) there shall be inserted the following sub-paragraph :—

"(*i*) any broken down vehicle which is being drawn by a motor vehicle in consequence of the breakdown." ;

(4) at the end of the proviso to Regulation 57 (which proviso specifies certain trailers to which the requirement of that Regulation that the wheels of certain trailers shall be equipped with pneumatic tyres shall not apply) there shall be inserted the following sub-paragraph :—

"(*f*) which is a broken down vehicle and which is being drawn by a motor vehicle in consequence of the breakdown." ;

(5) at the end of the proviso to Regulation 58 (which proviso makes certain exceptions from the requirements of that Regulation relating to the wings with which the wheels of certain trailers are required to be provided) there shall be added the following words "or to any broken down vehicle which is being drawn in consequence of the breakdown." ;

(6) at the end of Regulation 105 (which specifies certain cases in which the requirements of section 17 of the Road Traffic Act, 1930, with regard to the employment of drivers and attendants on trailers shall not apply) there shall be inserted the following sub-paragraphs :—

"(*l*) where a vehicle is being drawn by a motor vehicle in the exercise of a statutory power of removal in such manner that the vehicle being so drawn cannot be steered by its own steering gear ;

(*m*) where a towing implement is being drawn by a motor vehicle while it is not attached to any vehicle except the one drawing it.".

Given under the Official Seal of the Minister of Transport this seventeenth day of December, 1959.

(L.S.)

Ernest Marples,
The Minister of Transport.

EXPLANATORY NOTE

(*This Note is not part of the Regulations, but is intended to indicate their general purport.*)

These Regulations further amend the Motor Vehicles (Construction and Use) Regulations, 1955 by—

(*a*) exempting from certain provisions of those Regulations relating to trailers (for example that they shall be fitted with springs, brakes and mudguards) towing implements which are being drawn when not attached to another vehicle except the one drawing them, subject to the conditions that this exemption shall not apply during the hours of darkness and shall apply only while the drawing vehicle is driven at a speed not exceeding 20 m.p.h. ;

(*b*) providing that the provisions of these Regulations relating to broken down vehicles and vehicles being drawn in the exercise of a statutory power to remove vehicles from roads shall apply also when these vehicles are being towed away with the aid of towing implements ;

(*c*) extending the cases in which broken down vehicles which are being drawn in consequence of the breakdown are exempted from the requirements of those Regulations relating to trailers ; and

(*d*) exempting vehicles which are being drawn in the exercise of a statutory power to remove vehicles from roads from, or applying to such vehicles, certain provisions of those Regulations relating to trailers.

1959 No. 2053

The Motor Vehicles (Construction and Use) (Track Laying Vehicles) (Amendment) Regulations, 1959

Made - - - -	30*th November*, 1959
Laid before Parliament	7*th December*, 1959
Coming into Operation	21*st December*, 1959

The Minister of Transport in exercise of his powers under sections 3, 30 and 111 of the Road Traffic Act, 1930(**a**), and of all other powers him enabling in that behalf, and after consultation with representative organisations in accordance with the provisions of subsection (2) of section 111 of the said Act of 1930, hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the twenty-first day of December, 1959, and may be cited as the Motor Vehicles (Construction and Use) (Track Laying Vehicles) (Amendment) Regulations, 1959.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. The Motor Vehicles (Construction and Use) (Track Laying Vehicles) Regulations, 1955(**c**), as amended(**d**), shall have effect as though—

(1) in Regulation 3, in paragraph (1)—

(*a*) after the definition of "goods vehicle", there were inserted the following definition:—

"'hours of darkness' means the time between half-an-hour after sunset and half-an-hour before sunrise ;";

(*b*) after the definition of "land implement" there were inserted the following definition:—

"'land implement conveyor' means a trailer, having an unladen weight not exceeding ten hundredweight, which is specially designed and constructed for the conveyance of not more than one land implement and which is marked with its unladen weight, fitted with pneumatic tyres and drawn by a land locomotive or a land tractor ;";

(*c*) at the end of the definition of "land locomotive" there were inserted the words "or land implement conveyors";

(*d*) for the definition of "land tractor" there were substituted the following definition:—

"'land tractor' means a tractor, having an unladen weight not exceeding seven tons and a quarter designed and used primarily for

(a) 20 & 21 Geo. 5. c. 43.
(b) 52 & 53 Vict. c. 63.
(c) S.I. 1955/990 (1955 II, p. 2287).
(d) S.I. 1957/439, 972 (1957 II, pp. 1987, 1993).