STATUTORY INSTRUMENTS

1974 No. 765

ROAD TRAFFIC

The Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations 1974

Made - - - -	*5th April* 1974
Laid before Parliament	*9th May* 1974
Coming into Operation	*30th May* 1974

The Secretary of State for the Environment, in exercise of his powers under section 40(1) of the Road Traffic Act 1972**(a)** and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 199(2) of the Act, hereby makes the following Regulations:—

1. These Regulations may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations 1974 and shall come into operation on 30th May 1974.

2. The Motor Vehicles (Construction and Use) Regulations 1973**(b)**, as amended**(c)**, shall be further amended so as to have effect in accordance with the following provisions of these Regulations.

3. In Regulation 4A—
in the table, after the entry relating to Council Directive 70/157/EEC there shall be inserted the following item:—

"Council Directive 70/157/EEC of 6th February 1970**(d)**, as amended by Commission Directive 73/350/EEC of 7th November 1973**(e)** (relating to the permissible sound level and exhaust system of motor vehicles)	1st March 1974	29 "

4. In Regulation 4B the words "or any other community instrument" shall be omitted.

(a) 1972 c.20. **(b)** S.I. 1973/24 (1973 I, p. 93).

(c) The relevant amending instruments are S.I. 1973/1347, 1974/64 (1973 II, p. 4133; 1974 I, p. 208).

(d) O.J. L42, 23.2.1970, p. 16 (S.E. 1970 (I) p. 111).

(e) O.J. L321, 22.11.1973, p. 33.

Signed by authority of the Secretary of State.

Fred Mulley,
Minister for Transport,
Department for the Environment.

5th April 1974.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Regulation 4A of the Motor Vehicles (Construction and Use) Regulations 1973 exempts from compliance with the requirements of certain of the Regulations motor vehicles and trailers in respect of which a type approval certificate has been issued by the Secretary of State, or by the competent authority in another member state of the European Economic Community, and a certificate of conformity has been issued by the manufacturer of the vehicle. These Regulations provide for the exemption from compliance with Regulation 29 (which relates to permissible noise levels) vehicles in respect of which a type approval certificate and a certificate of conformity have been issued by reason of the vehicles' complying with the technical requirements of the relevant Community Directive as amended by a further Directive coming into operation on 1st March 1974. The vehicles which comply with the technical requirements of the Community Directive before amendment will continue to be exempted.

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