STATUTORY INSTRUMENTS

1977 No. 790

ROAD TRAFFIC

The Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations 1977

Made - - - -	*4th May* 1977
Laid before Parliament	*13th May* 1977
Coming into Operation	*3rd June* 1977

The Secretary of State for Transport, in exercise of his powers under sections 40(1) and (3) 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 that Act, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 3rd June 1977, and may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 2) Regulations 1977.

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 15 (Strength of side door latches and hinges)—

(a) in paragraph (2), for sub-paragraph (b) there shall be substituted the following sub-paragraph—

"(b) to a vehicle which is adapted to carry more than seven passengers in addition to the driver and which is first used before 3rd June 1977, and to a vehicle which is adapted to carry more than eight passengers in addition to the driver and which is first used on or after 3rd June 1977;"; and

(b) for paragraph 3 there shall be substituted the following paragraph:—

"(3) Every vehicle to which this Regulation applies shall be legibly and indelibly marked in a conspicuous and readily accessible position with either—

(i) the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976(**d**) and shown at item 36 in Schedule 2 to those Regulations, or

(**a**) 1972 c. 20.
(**b**) S.I. 1973/24 (1973, I. p. 93).
(**c**) The only relevant amending Instrument is S.I. 1973/1706 (1973 III, p. 5193).
(**d**) S.I. 1976/2226 (1976 III, p. 6233).

(ii) the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 and shown at item 37 in Schedule 2 to those Regulations.".

4. In Regulation 16 (Protective steering mechanism)—

(a) in paragraph (2)—

(i) for sub-paragraph (b) there shall be substituted the following sub-paragraph:—

"(b) to a vehicle which is adapted to carry more than seven passengers in addition to the driver and which is first used before 3rd June 1977, and to a vehicle which is adapted to carry more than eight passengers in addition to the driver and which is first used on or after 3rd June 1977;". and

(ii) for sub-paragraph (f) there shall be substituted the following sub-paragraph:—

"(f) to a vehicle with forward control, that is to say in the case of a vehicle first used before 3rd June 1977 a configuration in which more than half of the engine length is rearward of the foremost point of the windscreen base and in addition the steering wheel hub is in the forward quarter of the vehicle length, and in the case of a vehicle first used on or after 3rd June 1977 a vehicle in which the centre of the steering wheel is in the forward quarter of the total length of the vehicle (including any bumpers and over-riders);"; and

(b) for paragraph (3) there shall be substituted the following paragraph: —

"(3) Every vehicle to which this Regulation applies shall be legibly and indelibly marked in a conspicuous and readily accessible position with either—

(i) the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 and shown at item 38 in Schedule 2 to those Regulations, or

(ii) the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 and shown at item 39 in Schedule 2 to those Regulations.".

5. In Regulation 19 (Construction of petrol tank)—

(a) for the words "Every motor vehicle first used on or after 1st July 1973 and not manufactured before 1st February 1973" there shall be substituted the words "(1) Except as provided in paragraph (2) of this Regulation, every motor vehicle first used on or after 1st July 1973 and not manufactured before 1st February 1973;"; and

(b) there shall be inserted the following paragraph: —

"(2) This Regulation does not apply to a motor vehicle which is legibly and indelibly marked in a conspicuous and readily accessible position with the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 and shown at item 73 in Schedule 2 to those Regulations.".

6. In Regulation 30 (Radio Interference Suppression), for paragraph (2) there shall be substituted the following paragraph:—

"(2) Every motor vehicle to which this Regulation applies shall be legibly and indelibly marked in a conspicuous and readily accessible position with the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 and shown at item 35 in Schedule 2 to those Regulations.".

William Rodgers,
4th May 1977. Secretary of State for Transport

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Motor Vehicles (Construction and Use) Regulations 1973.

These further amendments—

(1) up-date certain references in the said Construction and Use Regulations as a result of the Motor Vehicles (Designation of Approval Marks) Regulations 1976 (Regulations 3(b), 4(b) and 6);

(2) slightly alter the classes of vehicles which are exempt from the requirements in the said Regulations of 1976 as to approval marks in respect of the strength of side door latches and hinges (Regulation 3(a)) and protective steering mechanism (Regulation 4(a)); and

(3) exempt from certain requirements as to the construction of petrol tanks certain vehicles which are marked, in respect of the prevention of fire risks, with a marking designated as an approval mark by the said Regulations of 1976 (Regulation 5).

SI 1977/790
ISBN 0-11-070790-7

