1992 No. 509

ROAD TRAFFIC AND VEHICLES

Motor Vehicles (Construction and Use) (Amendment No. 4) Regulations (Northern Ireland) 1992

Made . . . . . *1st December 1992*

Coming into operation . . *31st December 1992*

The Department of the Environment, in exercise of the powers conferred on it by Articles 28(1) and 218(1) of the Road Traffic (Northern Ireland) Order 1981(**a**) and of all other powers enabling it in that behalf, makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Motor Vehicles (Construction and Use) (Amendment No. 4) Regulations (Northern Ireland) 1992 and shall come into operation on 31st December 1992.

(2) In these Regulations "the principal Regulations" means the Motor Vehicles (Construction and Use) Regulations (Northern Ireland) 1989(**b**).

Amendments to regulation 2 (interpretation)

2. Regulation 2 of the principal Regulations shall be amended as follows—

(1) In regulation 2(1) omit the definition of "closely-spaced".

(2) In paragraph (8), for "1.02" substitute "0.5".

(3) After paragraph (8), insert the following paragraph—

"(8A) For the purposes of these Regulations, a reference to axles being closely-spaced is a reference to—

(*a*) two axles (not being part of a group of axles falling within sub-paragraph (*b*) or (*c*)) which are spaced at a distance apart of not more than 2.5m;

(*b*) three axles (not being part of a group of axles falling within sub-paragraph (*c*)) the outermost of which are spaced at a distance apart of not more than 3.25m; or

(*c*) four or more axles the outermost of which are spaced at a distance apart of not more than 4.6m;

the number of axles for the purposes of these paragraphs being determined in accordance with paragraph (8); and a reference to any

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(**a**) S.I. 1981/154 (N.I. 1); *see* Article 2(2) for the definition of "Department"

(**b**) S.R. 1989 No. 299; relevant amending Regulations are S.R. 1991 No. 420. S.R. 1992 No. 111 and S.R. 1992 No. 373

particular number of closely-spaced axles shall be construed accordingly.''.

(4) In paragraph (9), after the words ''For the purpose of'' insert the words ''paragraph (8A),'' and the words ''and of the definition in paragraph (1) of the expression ''closely-spaced'' '' shall be omitted.

Amendments to regulation 23 (tyre loads and speed ratings)

3. Regulation 23(**a**) of the principal Regulations shall be amended as follows—

(1) In paragraph (1), for the words ''paragraphs (3) and (4)'' substitute the words ''paragraphs (3), (4) and (7A)''.

(2) For Table I substitute—

''TABLE I (regulation 23(1))

1 *Item*	2 *Class of Vehicle*	3 *Date of first use*	4 *Requirements*
1	Vehicles which are of one or more of the following descriptions, namely— (*a*) goods vehicles, (*b*) trailers, (*c*) buses, (*d*) vehicles of a class mentioned in column 2 in Table III.	Before 1st April 1991.	The requirements of paragraphs (5) and (6).
2	Vehicles which are of one or more of the following descriptions, namely— (*a*) goods vehicles, (*b*) trailers, (*c*) buses, (*d*) vehicles of a class mentioned in column 2 in Table III, with the exception of the vehicles specified in paragraph (2).	On or after 1st April 1991.	The requirements of paragraphs (5), (6) and (7).
3	Vehicles of a class mentioned in paragraph (2).	On or after 1st April 1991.	The requirements of paragraph (5).

''.

(**a**) Regulation 23 was amended by S.R. 1992 No. 111, reg. 7

(3) For paragraph (2) substitute the following paragraph—

"(2) The classes of vehicle referred to in items 2 and 3 in column 2 of Table I are—

(*a*) engineering plant;

(*b*) track-laying vehicles;

(*c*) vehicles equipped with tyres of speed category Q;

(*d*) works trucks; and

(*e*) motor vehicles with a maximum speed not exceeding 30 m.p.h., not being vehicles of a class specified in—

(i) items 2 and 3 of Table II; or

(ii) paragraph (7A) or sub-paragraphs (*a*) to (*d*) of this paragraph;

or trailers while being drawn by such vehicles.".

(4) In paragraph (4), for the words from "that tyre shall" to the end of the paragraph substitute the words "paragraph (7) shall not apply to that tyre while it is being used for those purposes.".

(5) In paragraph (6) for the word "maintained" substitute "manufactured".

(6) In Table II—

(*a*) in column 4 for "load capacity index" substitute "load-capacity index" and for "Tyres marked in accordance with ECE Regulation 30.02" substitute "Tyres marked in accordance with ECE Regulation 30, 30.01 or 30.02";

(*b*) in item 1 in column 2 add at the end "other than an agricultural motor vehicle";

(*c*) in item 2 in column 3 for "25" substitute "The maximum speed of the vehicle";

(*d*) in item 3 in column 3 for "40" substitute "The maximum speed of the vehicle";

(*e*) in item 4 in column 3 for "50" substitute "The maximum speed of the vehicle"; and

(*f*) in item 6 in column 2 add ", an agricultural motor vehicle, an agricultural trailer, an agricultural trailed appliance or an agricultural trailed appliance conveyor".

(7) In paragraph (7), for "ECE Regulation 30.02" substitute "ECE Regulation 30, 30.01, 30.02".

(8) After paragraph (7) insert the following paragraph—

"(7A) The requirements of paragraphs (6) and (7) shall not apply to a vehicle of a class specified in an item in column 2 of Table III while it is being driven or drawn at a speed not exceeding that specified in that item in column 3 of that Table.

TABLE III (regulation 23(7A))

1 *Item*	2 *Class of vehicle*	3 *Speed (m.p.h.)*
1	Agricultural motor vehicles	20
2	Agricultural trailers	20
3	Agricultural trailed appliances	20
4	Agricultural trailed appliance conveyors	20
5	Works trailers	18

".

(9) In paragraph (8) for "load capacity index" wherever it occurs substitute "load-capacity index".

(10) In paragraph (9)—

(*a*) in the definition of "load-capacity index" for "paragraph 2.26" substitute "paragraph 2.27"; and

(*b*) in the definition of "speed category" for "paragraph 2.27" substitute "paragraph 2.28".

Amendments to regulation 25 (condition and maintenance of tyres)

4. In regulation 25(4) of the principal Regulations, in paragraphs (*f*)(**a**) for "situated in" substitute "comprising".

Amendments to regulation 63 (emission of smoke, vapour, gases, oily substances etc.)

5. Regulation 63 of the principal Regulations shall be amended as follows—

(1) In paragraph (4)(*b*)—

(*a*) in sub-paragraph (i), for "or 88/76" substitute ", 88/76 or 91/441";

(*b*) the word "or" immediately following sub-paragraph (i) shall be omitted; and

(*c*) for sub-paragraph (ii), substitute the following sub-paragraphs—

"(ii) in a case where the first use is on or after 1st April 1991 but before 31st December 1992, or in a case where the vehicle is a vehicle to which Part III of Schedule 1B of the Motor Vehicles (Type Approval) Regulations (Northern Ireland) 1985(**b**) applies, with Community Directive 83/351, 88/76 or 91/441, or ECE Regulation 15.04; or

(iii) in any other case, with Community Directive 91/441.".

(**a**) Paragraph (4)(*f*) was inserted by S.R. 1992 No. 111, reg. 9(1)
(**b**) S.R. 1985 No. 294; relevant amending Regulations are S.R. 1990 No. 84 and S.R. 1992 No. 508

(2) In paragraph (7)(**a**), before ''(8)'' insert ''(7A),''.

(3) After paragraph (7) insert the following paragraph—

''(7A) In relation to a vehicle to which Part III of Schedule 1B of the Northern Ireland Regulations applies, item 8 of Table II shall have effect as if for the entry in column (3) there were substituted ''31st December 1993.''.

(4) In paragraph (7)(*b*), for the words ''those requirements would neither'' substitute the words ''neither would those requirements''.

(5) In paragraph (11)(**b**), after sub-paragraph (*c*) add the words ''and for the purposes of determining whether a vehicle is a vehicle to which item 8, 9 or 10 in that Table applies, regulation 3(2) shall be disregarded''.

(6) For Table II(**c**), substitute the following Table—

(**a**) Paragraph (7) was inserted by S.R. 1991 No. 420, reg. 7(3)
(**b**) Paragraph (11) was inserted by S.R. 1991 No. 420, reg. 7(3)
(**c**) Table II was inserted by S.R. 1991 No. 420, reg. 7(4)

"TABLE II (regulation 63(3A) and (7))

(1) *Item*	(2) *Class of Vehicle*	(3) *Date of First Use*	(4) *Design, construction and equipment requirements*		(5) *Vehicles exempted from requirements*	(6) *Emitted Substances*
			(*a*) *Instrument*	(*b*) *Place in instrument where requirements are stated*		
1	Vehicles propelled by a spark ignition engine.	1st October 1982.	Community Directive 78/665, or ECE Regulation 15.03.	Annex I, paragraphs 3 and 5. Paragraphs 5, 8 and 11.	(*a*) A vehicle whose maximum gross weight exceeds 3500 kg; (*b*) A vehicle which complies with the requirements of item 2, 4, 5 or 8; (*c*) A vehicle whose maximum speed is less than 50 km/h; (*d*) An exempt vehicle.	Carbon monoxide, hydrocarbons and oxides of nitrogen.

2	All vehicles.	1st April 1991.	Community Directive 83/351, or ECE Regulation 15.04.	Annex I, paragraphs 5, 7 and 8. Paragraphs 5, 8 and 12.	(*a*) A vehicle propelled by a compression ignition engine and whose maximum gross weight exceeds 3500 kg; (*b*) A vehicle which complies with the requirements of item 4, 5 or 8; (*c*) A vehicle within the meaning given by Article 1 of Community Directive 88/77 and which complies with the requirements of item 6, 9 or 10; (*d*) An industrial tractor, works truck or engineering plant; (*e*) A vehicle whose maximum speed is less than 50 km/h; (*f*) An exempt vehicle.	Carbon monoxide, hydrocarbons and oxides of nitrogen.
3	Industrial tractors, works trucks and engineering plant propelled in each case by a compression ignition engine.	1st April 1993.	ECE Regulation 49.	Paragraphs 5 and 7.	A vehicle which complies with the requirements of item 6, 9 or 10.	Carbon monoxide, hydrocarbons and oxides of nitrogen.

4	Passenger vehicles which— (*a*) are constructed or adapted to carry not more than 5 passengers excluding the driver, and (*b*) have a maximum gross weight of not more than 2500 kg, not being off-road vehicles.	1st April 1991.	Community Directive 88/76, or Community Directive 89/458, or ECE Regulation 83.	Annex I, paragraphs 5, 7 and 8. Annex I, paragraphs 5, 7 and 8. Paragraphs 5, 8 and 13.	(*a*) A vehicle which complies with the requirements of item 2 or 8; (*b*) A vehicle whose maximum speed is less than 50 km/h; (*c*) An exempt vehicle.	Carbon monoxide, hydrocarbons and oxides of nitrogen.
5	Vehicles which are not of a description specified in this column in item 4 but which— (*a*) are propelled by a spark ignition engine, and have a maximum gross weight of not more than 2000 kg, or (*b*) are propelled by a compression ignition engine and have a maximum gross weight of more than 3500 kg.	1st April 1992. 1st April 1991.	Community Directive 88/76, or ECE Regulation 83.	Annex I, paragraphs 5, 7 and 8. Paragraphs 5, 8 and 13.	(*a*) A vehicle within the meaning given by Article 1 of Community Directive 88/77 and which complies with the requirements of item 6, 9 or 10; (*b*) An industrial tractor, works truck or engineering plant; (*c*) A vehicle whose maximum speed is less than 50 km/h; (*d*) A vehicle which complies with the requirements of item 8; (*e*) An exempt vehicle.	Carbon monoxide, hydrocarbons and oxides of nitrogen.

6	All vehicles propelled by compression ignition engines.	1st April 1991.	Community Directive 88/77, or ECE Regulation 49.01.	Annex I, paragraphs 6, 7 and 8. Paragraphs 5, 6 and 7.	(*a*) A vehicle whose maximum gross weight is less than 3500 kg and which complies with the requirements of item 2; (*b*) A vehicle which complies with the requirements of item 4, 5, 8, 9 or 10; (*c*) A fire appliance which is first used before 1st October 1992; (*d*) An industrial tractor, works truck or engineering plant; (*e*) An exempt vehicle.	Carbon monoxide, hydrocarbons and oxides of nitrogen.
7	Passenger vehicles which— (*a*) are constructed or adapted to carry not more than 5 passengers excluding the driver, (*b*) have a maximum gross weight of not more than 2500 kg, and	1st April 1991.	Community Directive 88/436.	Annex I, paragraphs 5, 7 and 8, as far as they relate to particulate emissions.	(*a*) A vehicle which complies with the requirements of item 8; (*b*) A vehicle whose maximum speed is less than 50 km/h; (*c*) An off-road vehicle; (*d*) An exempt vehicle.	Particulates.

	(*c*) are propelled by a compression ignition engine of the indirect injection type.					
8	All vehicles.	31st December 1992.	Community Directive 91/441.	Annex I, paragraphs 5, 7 and 8.	(*a*) A vehicle within the meaning given by Article 1 of Community Directive 88/77 and which complies with the requirements of item 6 and is first used before 1st October 1993 or which complies with the requirements of item 9 or 10; (*b*) An industrial tractor, works truck or engineering plant; (*c*) A vehicle whose maximum speed is less than 50 km/h; (*d*) An exempt vehicle.	Carbon monoxide, hydrocarbons, oxides of nitrogen, and particulates.

9	All vehicles propelled by compression ignition engines.	1st October 1993.	Community Directive 91/542.	Annex I, paragraphs 6, 7 and 8 (excluding line B in the Tables in sub-paragraphs 6.2.1 and 8.3.1.1).	(*a*) A vehicle which complies with the requirements of item 8 or 10; (*b*) An industrial tractor, works truck or engineering plant; (*c*) An exempt vehicle.	Carbon monoxide, hydrocarbons, oxides of nitrogen, and particulates.
10	All vehicles propelled by compression ignition engines.	1st October 1996.	Community Directive 91/542.	Annex I, paragraphs 6, 7 and 8 (excluding line A in the Tables in sub-paragraphs 6.2.1 and 8.3.1.1).	(*a*) A vehicle which complies with the requirements of item 8; (*b*) An industrial tractor, works truck or engineering plant; (*c*) An exempt vehicle.	Carbon monoxide, hydrocarbons, oxides of nitrogen and particulates.

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Amendments to regulation 73 (maximum permitted laden weight of a vehicle)

6. Regulation 73 of the principal Regulations shall be amended as follows—

(1) In the Table in regulation 73—

(*a*) in item 1—

(i) in the entry in column 2, for "2," substitute "1A, 2," and add at the end the words "(see regulation 76(3) to (6) in relation to buses)" and

(ii) for the entry in column 3, substitute "The weight determined in accordance with Part I of Schedule 9";

(*b*) after item 1, insert the following item—

"1A	A wheeled heavy motor car or motor car which does not fall in item 2, 4, or 5, which complies with the relevant braking requirement and in which— (*a*) every driving axle not being a steering axle is fitted with twin tyres; and (*b*) either every driving axle is fitted with road friendly suspension or no axle has an axle weight exceeding 9,500 kg.	The weight determined in accordance with Part IA of Schedule 9	";

(*c*) for item 4, substitute the following item—

"4	An articulated bus (see regulation 76(3) to (5))	27,000	".

(2) After paragraph (3), insert the following paragraph—

"(3A) Nothing in item 1 or 1A of the Table shall prevent a vehicle being used on a road if—

(*a*) that vehicle, on or before 31st December 1992, is equipped with a plate in accordance with regulation 68; and

(*b*) the laden weight of the vehicle does not exceed the weight shown on that plate.".

(3) In paragraph (4)—

(*a*) for the words "In this regulation and regulation 74 — " substitute the words "In this Part and in Schedule 9 — "; and

(*b*) before the definition of ''balanced agricultural trailer'' insert the following definitions—

'' ''air spring'' means a spring operated by means of air or other compressible fluid under pressure;

''air suspension'' means a suspension system in which at least 75 per cent of the spring effect is caused by an air spring.''.

(4) After paragraph (4), insert the following paragraphs—

''(5) For the purposes of this Part and Schedule 9, an axle shall be regarded as fitted with a road friendly suspension if its suspension is—

(*a*) an air suspension, or

(*b*) a suspension, not being an air suspension, which is regarded as being equivalent to an air suspension for the purposes of Community Directive 92/7.

(6) For the purposes of this Part and Schedule 9, an axle shall be regarded as fitted with twin tyres if it would be regarded as fitted with twin tyres for the purposes of Community Directive 92/7(**a**).''.

Amendments to regulation 74 (maximum permitted laden weight of a vehicle and trailer, other than an articulated vehicle)

7. Regulation 74 of the principal Regulations shall be amended as follows—

(1) For paragraph (2), substitute the following paragraph—

''(2) In this regulation, the expressions ''road friendly suspension'', ''twin tyres'' and ''unbalanced agricultural trailer'' shall be construed in accordance with regulation 73(4), (5) and (6).''.

(2) In the Table—

(*a*) for item 1, substitute the items set out in Schedule 1; and

(*b*) in item 3 in column 2, after ''1'' insert '', 1A, 1B, 1C''.

Amendments to regulation 75 (maximum permitted laden weight of an articulated vehicle)

8. In regulation 75 of the principal Regulations, after paragraph (2) insert the following paragraph—

''(3) In Part IV of Schedule 9, ''road friendly suspension'' and ''twin tyres'' shall be construed in accordance with regulation 73(5) and (6).''.

Amendments to regulation 76 (maximum permitted wheel and axle weights)

9. Regulation 76 of the principal Regulations shall be amended as follows—

(1) In item 3, in sub-paragraph (*a*) of column 2 of the Table—

(*a*) for the word ''if'' substitute the word ''where'';

(*b*) the word ''two'' shall be omitted; and

(**a**) ''Community Directive'' is defined in reg. 2(2) and Table I of Schedule 1 to the principal Regulations. A relevant amendment to Schedule 1 is made by regs. 11 and 12 of these Regulations

(*c*) the words after "closely spaced axles" to the end of the sub-paragraph shall be omitted.

(2) In paragraph (3), the words "item 4 of the Table in" shall be omitted.

(3) After paragraph (5), insert the following paragraph—

"(6) Regulation 73 shall not apply to a two axle bus if—

(*a*) its laden weight as calculated in accordance with paragraph (5) does not exceed 17,000 kg; and

(*b*) the distance between the two axles is at least 3.0m.".

Amendments to regulation 77 (maximum permitted weights for certain closely-spaced axles, etc.)

10. Regulation 77 of the principal Regulations shall be amended as follows—

(1) For paragraphs (2), (3) and (4), substitute the following paragraphs—

"(2) Subject to paragraph (5), where a vehicle to which this regulation applies is of a description specified in an item in column 2 of Part V of Schedule 9 and has two closely-spaced axles, the total weight transmitted to the road surface by all the wheels of those axles shall not exceed the maximum permitted weight specified in column 3 of that item.

(3) Subject to paragraph (5), where a vehicle to which this regulation applies is of a description specified in an item in column 2 of Part VI of Schedule 9 and has three closely-spaced axles, the total weight transmitted to the road surface by all the wheels of those axles shall not exceed the weight specified in column 3.

(4) Subject to paragraph (5), where a vehicle is fitted with four or more closely-spaced axles, the weight transmitted to the road surface by all the wheels of those axles shall not exceed 24,000 kg.".

(2) In paragraph (5), after the words "regulation 76" insert the following words—

"and nothing in those paragraphs shall prevent a vehicle being used on a road if—

(*a*) that vehicle, on or before 31st December 1992, is equipped with a plate in accordance with Regulation 68; and

(*b*) the laden weight of the vehicle does not exceed the weight shown on that plate.".

(3) For paragraphs (6), (7) and (8) substitute the following paragraph—

"(6) In Parts V and VI of Schedule 9, "air-suspension" "road friendly suspension" and "twin tyres" shall be construed in accordance with regulation 73(4), (5) and (6).".

Consequential amendments

11. Table I of Schedule 1 to the principal Regulations shall be amended as follows—

(1) After item 48, insert the following item—

"48A	85/3	19.12.84	L2, 3.1.85, p. 14	The weights, dimensions and other technical characteristics of certain road vehicles					".

(2) After item 50, insert the following item—

"50A	86/360	24. 7.86	L217, 5.8.86, p. 19	The weights, dimensions and other technical characteristics of certain road vehicles	85/3				".

(3) After item 55A(**a**), insert the following item—

"55B	88/218	11. 4.88	L98, 15.4.88, p. 48	The weights, dimensions and other technical characteristics of certain road vehicles	85/3 as amended by 86/360				".

(4) After item 56(**b**), insert the following item—

"56A	89/338	27. 4.89	L142, 25.5.89, p. 3	The weights, dimensions and other technical characteristics of certain road vehicles	85/3 as amended by 86/360 and 88/218				"

(5) After item 57(**c**), insert the following items—

"57A	89/460	18. 7.89	L226, 3. 8.89, p. 5	The weights, dimensions and	85/3 as amended by				

(**a**) Item 55A was inserted by S.R. 1992 No. 111, reg. 19(2)
(**b**) Item 56 was inserted by S.R. 1991 No. 420, reg. 8(1)
(**c**) Item 57 was inserted by S.R. 1991 No. 420, reg. 8(1)

				other technical characteristics of certain road vehicles	86/360, 88/218 and 89/338			
57B	89/461	18. 7.89	L226, 3. 8.89, p. 7	The weights, dimensions and other technical characteristics of certain road vehicles	85/3 as amended by 86/360, 88/218, 89/338 and 89/460			

(6) After item 60(**a**), insert the following items—

"60A	91/60	4. 2.91	L37, 9.2.91, p. 37	The weights, dimensions and other technical characteristics of certain road vehicles	85/3 as amended by 86/360, 88/218, 89/338, 89/460 and 89/641			

(7) After item 61(**b**), insert the following items—

"62	91/441	26. 6.91	L242, 30.8.91, p. 1	Measures to be taken against air pollution by emissions from motor vehicles	70/220 as amended by 74/290, 77/102, 78/665, 83/351, 88/76, 88/436 and 89/458	4G	2F	

(**a**) Item 60 was inserted by S.R. 1992 No. 111, reg. 19(2)
(**b**) Item 61 was inserted by S.R. 1992 No. 373, reg. 11

63	91/542	1.10.91	L295, 25.10.91, p. 1	Measures to be taken against the emission of gaseous pollutants from diesel engines for use in vehicles	88/77	4H	2G	
64	92/7	10. 2.92	L57, 2.3.92, p. 29	The weights, dimensions and other technical characteristics of certain road vehicles	85/3 as amended by 86/360, 88/218, 89/338, 89/460 and 89/641			".

12. In Table II of Schedule 1 to the principal Regulations—

(*a*) item 13A(**a**) shall be re-numbered as item 13C; and

(*b*) after item 13 insert the following items—

"13A	30	30	1. 4.75	Pneumatic tyres for motor vehicles and their trailers		17, 17A	
13B	30.01	30	1. 4.75	Pneumatic tyres for motor vehicles and their trailers	25.9.77	17, 17A	";

(*c*) after item 21A(**b**), insert the following item—

"21AA	49.01	49	14.5.90	Emissions of gaseous pollutants			".

(**a**) Item 13A was inserted by S.R. 1992 No. 111, reg. 19(2)
(**b**) Item 21A was inserted by S.R. 1992 No. 420, reg. 8(2)

13. Schedule 9 to the principal Regulations shall be amended as follows—

(1) for Part I, substitute the provisions set out in Part I of Schedule 2;

(2) after Part I, insert the Part set out in Part II to Schedule 2;

(3) for Parts IV, V and VI substitute the provisions set out respectively in Parts III, IV and V of Schedule 2; and

(4) omit Part VII.

Sealed with the Official Seal of the Department of the Environment on 1st December 1992.

(L.S.) *Trevor Pearson*
Assistant Secretary

SCHEDULE 1 (see regulation 7)

Items to be inserted into the Table in Regulation 74

1. A wheeled trailer which is drawn by a wheeled motor tractor, heavy motor car or motor car (not being in any case an agricultural motor vehicle), the drawing vehicle being a vehicle which— (*a*) was first used on or after 1st April 1973; (*b*) complies with the relevant braking requirement; and (*c*) is part of a combination which is being used for international transport.	35,000
1A. A wheeled trailer which is drawn by a wheeled motor tractor, heavy motor car or motor car (not being in any case an agricultural motor vehicle), in respect of which the following conditions are satisfied in relation to the drawing vehicle, namely— (*a*) it was first used on or after 1st April 1973; (*b*) it complies with the relevant braking requirement; (*c*) every driving axle not being a steering axle is fitted with twin tyres; and (*d*) every driving axle is fitted with road friendly suspension.	35,000
1B. A wheeled trailer, not being part of a combination of vehicles described in item 1 or 1A, which is drawn by a wheeled motor tractor, heavy motor car or motor car (not being in any case an agricultural motor vehicle), the drawing vehicle of which— (*a*) is fitted with power-assisted brakes which are not rendered ineffective by the non-rotation of its engine; and (*b*) is equipped with a warning device so placed as to be readily visible to the driver when in the driving seat in order to indicate an impending deficiency or failure in the vacuum or pressure system.	32,520
1C. A wheeled trailer which is of a description specified in item 8 in the Table of regulation 73 drawn by a wheeled motor tractor, heavy motor car or motor car (not being in any case an agricultural motor vehicle), the drawing vehicle being a vehicle which— (*a*) was first used on or after 1st April 1973; and (*b*) complies with the relevant braking requirement.	29,500

SCHEDULE 2 (see regulation 13)

Amendments to Schedule 9

PART I

"PART I (see regulation 73(2))

MAXIMUM PERMITTED LADEN WEIGHTS OF (1) TRAILERS AND (2) HEAVY MOTOR CARS AND MOTOR CARS NOT FITTED WITH ROAD FRIENDLY SUSPENSION; IN EACH CASE NOT FORMING PART OF AN ARTICULATED VEHICLE

1. The maximum permitted laden weight of a two or three axle vehicle to which this Part applies of a description specified in column 2 of Table I shall, for the purposes of regulation 73, be the weight specified in column 3 of that item.

2. In the case of a vehicle to which this Part applies and which is not of a description specified in an item in column 2 of Table I, the maximum permitted laden weight shall, for the purposes of regulation 73, be the weight specified in column 4 of Table II in the item which is appropriate having regard to columns 2 and 3 of that Table.

TABLE I

MAXIMUM PERMITTED LADEN WEIGHTS OF CERTAIN TWO AND THREE AXLE VEHICLES

(1) *Item*	(2) *Description of Vehicle*	(3) *Maximum permitted laden weight (kg)*
1	A two axle trailer in which— (*a*) the two axles are closely-spaced, and (*b*) the distance between the foremost axle of the trailer and the rearmost axle of the drawing vehicle is at least 4.2m.	18,000
2	A three axle trailer in which— (*a*) the three axles are closely-spaced, and (*b*) the distance between the foremost axle of the trailer and the rearmost axle of the drawing vehicle is at least 4.2m.	24,000
3	A two axle motor vehicle which is a goods vehicle in which the distance between the foremost and rearmost axles is at least 3.0m.	17,000
4	A two axle trailer in which the distance between the foremost axle and the rearmost axle is at least 3.0m.	18,000

TABLE II

MAXIMUM PERMITTED LADEN WEIGHTS OF VEHICLES NOT FALLING WITHIN TABLE I

(1) *Item*	(2) *No. of axles*	(3) *Distance between foremost and rearmost axles (metres)*	(4) *Maximum permitted laden weight (kg)*
1	2	Less than 2.65	14,230
2	2	At least 2.65	16,260
3	3 or more	Less than 3.0	16,260
4	3 or more	At least 3.0 but less than 3.2	18,290
5	3 or more	At least 3.2 but less than 3.9	20,330
6	3 or more	At least 3.9 but less than 4.9	22,360
7	3	At least 4.9	25,000
8	4 or more	At least 4.9 but less than 5.6	25,000
9	4 or more	At least 5.6 but less than 5.9	26,420
10	4 or more	At least 5.9 but less than 6.3	28,450
11	4 or more	At least 6.3	30,000 ".

PART II

"PART IA (see regulation 73(2))

MAXIMUM PERMITTED GROSS WEIGHTS FOR HEAVY CARS AND MOTOR CARS IF THE DRIVING AXLES ARE FITTED WITH ROAD FRIENDLY SUSPENSION ETC AND IN EACH CASE NOT FORMING PART OF AN ARTICULATED VEHICLE

1. Subject to paragraph 2, the maximum permitted gross weight of a vehicle to which this Part applies shall, for the purposes of regulation 73, be the weight shown in column 4 of the Table in the item which is appropriate, having regard to columns 2 and 3 in that Table.

2. In the case of a vehicle to which this Part applies being a two axle goods vehicle which has a distance between its axles of at least 3.0m, the maximum permitted laden weight for the purposes of regulation 73 shall be 17,000 kg.

TABLE

MAXIMUM PERMITTED LADEN WEIGHT

(1) *Item*	(2) *No. of axles*	(3) *Distance between foremost and rearmost axles (metres)*	(4) *Maximum permitted laden weight (kg)*
1	2	Less than 2.65	14,230
2	2	At least 2.65	16,260
3	3 or more	Less than 3.0	16,260
4	3 or more	At least 3.0 but less than 3.2	18,290
5	3 or more	At least 3.2 but less than 3.9	20,330
6	3 or more	At least 3.9 but less than 4.9	22,360
7	3 or more	At least 4.9 but less than 5.2	25,000
8	3	At least 5.2	26,000
9	4 or more	At least 5.2 but less than 6.4	The distance in metres between the foremost and rearmost axles multiplied by 5,000, rounded up to the next 10 kg
10	4 or more	At least 6.4	32,000 ".

PART III

"PART IV (see regulation 75(1))

MAXIMUM PERMITTED LADEN WEIGHT OF ARTICULATED VEHICLES

(1) *Item*	(2) *Type of articulated vehicle*	(3) *Maximum permitted weight (kg)*
1	Motor vehicle first used on or after 1st April 1973 and semi-trailer having a total of 5 or more axles	38,000
2	Motor vehicle with 2 axles first used on or after 1st April 1973 and semi-trailer with 2 axles while being used for international transport	35,000
3	Motor vehicle with 2 axles first used on or after 1st April 1973 in which— (*a*) every driving axle not being a steering axle is fitted with twin tyres; and (*b*) every driving axle is fitted with road friendly suspension; and a semi-trailer with 2 axles	35,000
4	Motor vehicle and semi-trailer having a total of 4 axles and not described in item 2 or 3	32,520
5	Motor vehicle with 2 axles first used on or after 1st April 1973 in which— (*a*) every driving axle not being a steering axle is fitted with twin tyres; and (*b*) every driving axle is fitted with road friendly suspension; and a semi-trailer with 1 axle	26,000
6	Motor vehicle with 2 axles and a semi-trailer with 1 axle being a combination not described in item 5	25,000

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PART IV

"PART V (see regulation 77(2))

VEHICLES WITH TWO CLOSELY-SPACED AXLES

(1) *Item*	(2) *Description of vehicle*	(3) *Maximum permitted weight of the two closely-spaced axles (kg)*
1	A motor vehicle or trailer in which (in either case) the distance between the two closely-spaced axles is less than 1.3m	16,000
2	A vehicle being— (*a*) a motor vehicle in which the distance between the two closely-spaced axles is at least 1.3m, or (*b*) a trailer in which that distance is at least 1.3m and less than 1.5m, not being a vehicle described in item 3 or 4	18,000
3	A motor vehicle in which the distance between the two closely-spaced axles is at least 1.3m and— (*a*) every driving axle not being a steering axle is fitted with twin tyres; and (*b*) either every driving axle is fitted with road friendly suspension or neither of the two closely-spaced axles has an axle weight exceeding 9,500 kg.	19,000
4	A trailer in which— (*a*) the two closely-spaced axles are driven from the motor vehicle drawing the trailer and are fitted with twin tyres; and (*b*) either those axles are fitted with road friendly suspension or neither of them has an axle weight exceeding 9,500 kg	19,000
5	A trailer in which the distance between the two closely-spaced axles is at least 1.5m and less than 1.8m	19,320
6	A trailer in which the distance between the two closely-spaced axles is at least 1.8m	20,000

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PART V

"PART VI (see regulation 77(3))

VEHICLES WITH THREE CLOSELY-SPACED AXLES

(1) *Item*	(2) *Description of vehicle*	(3) *Maximum permitted weight of the three closely-spaced axles (kg)*
1	A vehicle in which the smallest distance between any two of the three closely-spaced axles is less than 1.3m	21,000
2	A vehicle in which the smallest distance between any two of the three closely-spaced axles is at least 1.3m and at least one of those axles does not have air suspension	22,500
3	A vehicle in which the smallest distance between any two of the three closely-spaced axles is at least 1.3m and all three axles are fitted with air suspension	24,000

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EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations further amend the Motor Vehicles (Construction and Use) Regulations (Northern Ireland) 1989 (the 1989 Regulations). The amendments relate to tyre loads and speed ratings, condition and maintenance of tyres, exhaust emissions and maximum permitted weights.

Tyre loads and speed ratings (regulation 3)

Regulation 23 (tyre loads and speed ratings) is amended as follows—

1. The requirement in regulation 23(6) relating to the design and maintenance of tyres to support the maximum permitted axle weight of vehicles at specified speeds is amended to refer to the design and manufacture of tyres. This requirement is referred to below as "the speed requirement".

2. The requirement in regulation 23(5) and (6) relating to the strength of tyres ("the strength requirement") and the speed requirement apply to goods vehicles, trailers and buses whenever first used before 1st April 1991. The Motor Vehicles (Construction and Use) (Amendment No. 2) Regulations (Northern Ireland) 1992, S.R. 1992 No. 111, limited the application of the

requirements to vehicles first used on or after 1st April 1987. The amendment restores the position as originally prescribed in the principal Regulations.

3. The following amendments are made to Table II which applies, amongst other things, the speed requirement to particular classes of vehicles—

(*a*) tyres fitted to electrically propelled vehicles shall be designed and manufactured to support the maximum permitted axle weight when the vehicles are driven at their maximum speed; and

(*b*) particular provision is made for agricultural vehicles.

4. Table II is also amended so that percentage variations to the ''load-capacity index'' apply to tyres also marked in accordance with ECE Regulation 30 in its unamended form, or as amended on 25th September 1977, and fitted to particular vehicles.

5. Table III is inserted so that the following vehicles no longer have to comply with the speed requirement when being driven as set out below—

(*a*) particular agricultural vehicles when driven or drawn at a speed not exceeding 20 m.p.h.; and

(*b*) works trailers when drawn at a speed not exceeding 18 m.p.h.

6. A new paragraph (2) is substituted so that the following no longer have to comply with the speed requirement—

(*a*) engineering plant;

(*b*) track-laying vehicles;

(*c*) vehicles equipped with tyres of speed category Q (as defined in ECE Regulation 54);

(*d*) works trucks; and

(*e*) motor vehicles with a maximum speed not exceeding 30 m.p.h. (not being electrically propelled vehicles used for local collections and deliveries or the vehicles mentioned in paragraph 5 of this note or sub-paragraphs (*a*) to (*d*) above or trailers drawn by such vehicles.

7. Table II is amended so that the requirement that tyres when first fitted to vehicles first used on or after 1st April 1991, shall have complied with ECE Regulation 30 as amended on 15th March 1981 or ECE Regulation 54 is also amended to cover ECE Regulation 30 in its unamended form or as amended on 25th September 1977. The requirement does not apply to the vehicles mentioned in paragraphs 5 and 6 of this note.

8. Other minor and drafting amendments are made to regulation 23 and regulation 25 (condition and maintenance of tyres) and Tables I and II of Schedule 1 (ECE Regulations).

Exhaust Emissions (regulation 5)

Regulation 63 (emission of smoke, vapour, gases, oily substances, etc.) is amended as follows—

1. Paragraph (4) is amended to introduce—

(*a*) compulsory compliance with the limits on emissions from—

(i) vehicles with spark-ignition engines, and

(ii) light-duty vehicles with compression-ignition engines,

first used on or after 31st December 1992 as set by Council Directive 91/441/EEC;

(*b*) provision for such vehicles first used before 31st December 1992 to comply with those limits instead of existing requirements.

2. Paragraphs (4) and (7) of regulation 63 of the 1989 Regulations are amended so that vehicles which are exempt from the new compulsory type approval requirements until 30th December 1993 are also exempt from the equivalent requirements in the 1989 Regulations provided that they are first used on or before that date. S.R. 1992 No. 508 amended the Motor Vehicles (Type Approval) Regulations (Northern Ireland) 1985 (S.R. 1985 No. 294) by imposing requirements similar to the exhaust emission requirements referred to in paragraph 1(*a*) of this note, as compulsory type approval requirements applicable to vehicles of the relevant classes as from 31st December 1992, and by providing exemption for a limited class of vehicles from compulsory compliance with the new type approval requirements until 30th December 1993.

3. Item 9 of Table II is amended to allow compulsory compliance with certain limits on emissions from vehicles with compression-ignition engines first used on or after 1st October 1993 as set by Council Directive 91/542/EEC if those vehicles do not comply with the limits referred to in paragraph 1(*a*) of this note.

4. Item 10 of Table II is amended to allow compulsory compliance with the remaining limits on emissions from vehicles with compression-ignition engines first used on or after 1st October 1996 as set by Council Directive 91/542/EEC if those vehicles do not comply with the limits referred to in paragraph 1(*a*) of this note.

5. Table II is also amended to introduce—

(*a*) vehicles with compression-ignition engines first used before 1st October 1993 to comply with the limits referred to in paragraph 3 of this note instead of existing requirements;

(*b*) vehicles with compression-ignition engines first used before 1st October 1996 to comply with the limits referred to in paragraph 4 of this note instead of existing requirements; and

(*c*) vehicles with compression-ignition engines first used on or after 1st April 1991 and before 1st October 1993 to comply with ECE Regulation 49 as amended instead of the limits set out in Council Directive 88/77/EEC.

Regulation 3(2) of the 1989 Regulations provides that where a provision is applied to a motor vehicle first used on or after a specified date it does not apply to a vehicle manufactured at least six months before that date. Regulation 3(2) is disapplied in relation to the requirements referred to in paragraphs 1(*a*), 3 and 4 of this note. Those requirements will accordingly, apply to vehicles first used on or after the dates specified irrespective of the date of manufacture.

Maximum Permitted Weights (regulations 6, 7, 8, 9 and 10)

Regulations 73, 74, 75, 76 and 77 (maximum permitted weights) are amended to make a number of changes to the maximum laden weights and axle weights of motor vehicles and trailers as a consequence of Council Directives 92/7/EEC and 89/338/EEC.

Previously, where two axles were less than 1.02 metres apart they were treated for the purposes of the 1989 Regulations (other than regulation 25) as being a single axle. The distance has been reduced to 0.5 metres.

Copies of the ECE Regulations and of the EEC Directives referred to in these Regulations and in this note can be obtained from Her Majesty's Stationery Office.

1992 No. 510

Medicines (Exemption from Licensing) (Radiopharmaceuticals) Order 1992

This Order has been made by the Secretaries of State respectively concerned with health in England, in Wales and in Scotland and the Department of Health and Social Services for Northern Ireland acting jointly in exercise of the powers conferred by section 15(1) of the Medicines Act 1968.

In pursuance of paragraph 11 of Schedule 4 to that Act this Order has been registered as a Northern Ireland statutory rule under the Statutory Rules (Northern Ireland) Order 1979. It is printed in full in the volume of United Kingdom Statutory Instruments for 1992 and has been numbered 2844 in that series.