STATUTORY INSTRUMENTS

1977 No. 1639

ROAD TRAFFIC

The Motor Vehicles (Construction and Use) (Amendment) (No. 7) Regulations 1977

Made - - -	10*th October* 1977
Laid before Parliament	19*th October* 1977
Coming into Operation	9*th November* 1977

The Secretary of State for Transport, in exercise of his powers under section 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 9th November 1977, and may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 7) 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 3 (Interpretation), in paragraph (1), after the definition of "the 1972 Act" there shall be inserted the following new definition:—

" "the Type Approval (Great Britain) Regulations" means the Motor Vehicles (Type Approval) (Great Britain) Regulations 1976(**d**) as amended by the Motor Vehicles (Type Approval) (Great Britain) (Amendment) Regulations 1977(**e**);".

4. After Regulation 39A there shall be inserted the following new Regulation:—

"*Certain vehicles to be equipped with plates etc.*

39B.—(1) Subject to paragraph (2) below, this Regulation applies to every motor vehicle manufactured on or after 1st October 1979 and first used on or after 1st April 1980, which is a passenger vehicle or a dual-purpose vehicle other than a vehicle which is a dual-purpose vehicle by

(**a**) 1972 c. 20.

(**b**) S.I. 1973/24 (1973 I, p. 93).

(**c**) The relevant amending Instruments are S.I. 1976/1256 (1977/809 (1976 II, p. 3549; 1977 II, p. 2265).

(**d**) S.I. 1976/937 (1976 II, p. 2423).

(**e**) S.I. 1977/1438 (1977 II, p.4275).

reason only that it satisfies the requirements specified in paragraph (i) in the definition of "dual-purpose vehicle" in Regulation 3(1); and which—

(*a*) is adapted to carry not more than 8 passengers exclusive of the driver and either has 4 or more wheels or, if having only 3 wheels, has a maximum gross weight of more than 1,000 kilograms, or

(*b*) has 3 wheels, a maximum gross weight not exceeding 1,000 kilograms, and either a design speed exceeding 40 km/h or an engine with a capacity exceeding 50 cc, and is not a motor cycle with a side-car attached.

(2) This Regulation does not apply to any vehicle specified in Regulation 3(2) and (3) of the Type Approval (Great Britain) Regulations.

(3) Every motor vehicle to which this Regulation applies shall be equipped with a plate which is securely affixed to the vehicle in a conspicuous and readily accessible position and which—

(*a*) in accordance with the requirements specified in Council Directive 76/114/EEC of 18th December 1975(**a**) contains—

(i) the name of the manufacturer of the vehicle, and

(ii) the vehicle identification number; and

(*b*) contains either—

(i) the approval reference number of the type approval certificate which relates to the vehicle model or the model variant of the vehicle model, as the case may be, issued in accordance with the provisions of Regulation 9(1) of and Part I of Schedule 3 to the Type Approval (Great Britain) Regulations, or

(ii) the approval reference number of the Minister's approval certificate which relates to the vehicle, issued in accordance with the provisions of Regulation 9(2) of and Part (A) of Part I of Schedule 4 to the said Regulations.

(4) The vehicle identification number of every motor vehicle to which this Regulation applies shall be marked on the chassis, frame or other similar structure, on the right-hand side of the vehicle, in a clearly visible and accessible position, and by a method such as hammering or stamping, in such a way that it cannot be obliterated or deteriorate.

(5) In this Regulation "maximum gross weight" means the weight which a vehicle is designed or adapted not to exceed when in normal use and travelling on a road laden.".

William Rodgers,
Secretary of State for Transport.

10th October 1977.

(**a**) O.J. L24, 30.1.76, p. 1.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

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

(1) introducing a definition of "the Type Approval (Great Britain) Regulations", and

(2) introducing a requirement that the passenger vehicles and dual-purpose vehicles to which the Type Approval (Great Britain) Regulations apply shall (i) be equipped with a manufacturer's plate containing (*a*) certain information in accordance with the provisions of Council Directive 76/114/EEC of 18th December 1975 and (*b*) either the type approval reference number or the Minister's approval certificate number, and (ii) have the vehicle identification number marked on the chassis, frame or other similar structure in accordance with the provisions of that Directive.

SI 1977/1639
ISBN 0-11-071639-6

