STATUTORY INSTRUMENTS

1969 No. 200

MERCHANDISE MARKS

The Motor Vehicles (Designation of Approval Marks) Regulations 1969

Made - - -	18*th February* 1969
Laid before Parliament	28*th February* 1969
Coming into Operation	31*st March* 1969

The Minister of Transport (hereinafter referred to as "the Minister"), in exercise of his powers under section 47(1) of the Road Traffic Act 1962(**a**), as amended by paragraph 4 of Schedule 1 to the Trade Descriptions Act 1968(**b**), and of all other powers him enabling in that behalf and, by virtue of section 52(2) of the said Act of 1962, after consultation with representative organisations in accordance with the provisions of section 260(2) of the Road Traffic Act 1960(**c**), hereby makes the following Regulations :—

1.—(1) These Regulations shall come into operation on the 31st March 1969 and may be cited as the Motor Vehicles (Designation of Approval Marks) Regulations 1969.

(2) In these Regulations the expression "the International Agreement of 1958" means the Agreement concerning the adoption of uniform conditions of approval and reciprocal recognition of approval for motor vehicle equipment and parts concluded at Geneva on 20th March 1958(**d**), and as amended (**e**), to which the United Kingdom is a party (**f**).

(3) The Interpretation Act 1889(**g**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

2.—(1) The Minister hereby designates as an approval mark a marking which is in the same form as and of a size not less than the marking shown in the diagram in Part I of Schedule 1 to these Regulations subject, however, to the provisions of Part II of that Schedule, the said marking being one for which the International Agreement of 1958 by virtue of the Regulation specified in Schedule 3 to these Regulations and annexed to that Agreement makes such provision as is mentioned in section 47(1)(*a*) and (*b*) of the Road Traffic Act 1962 in relation to a motor vehicle part consisting of a headlight equipped with a halogen (H_1) lamp.

(**a**) 10 & 11 Eliz. 2. c. 59. (**b**) 1968 c. 29. (**c**) 8 & 9 Eliz. 2. c. 16.
(**d**) Cmnd. 2535. (**e**) Cmnd. 3562.
(**f**) By instrument of accession dated 14th January 1963 deposited with the Secretary-General of the United Nations on 15th January 1963.
(**g**) 52 & 53 Vict. c. 63.

(2) The Minister hereby designates as an approval mark a marking which is in the same form as and of a size not less than the marking shown in the diagram in Part I of Schedule 2 to these Regulations subject, however, to the provisions of Part II of that Schedule, the said marking being one for which the International Agreement of 1958 by virtue of the Regulation specified in Schedule 3 to these Regulations and annexed to that Agreement makes such provision as is mentioned in section 47(1)(*a*) and (*b*) of the Road Traffic Act 1962 in relation to a motor vehicle part consisting of a halogen (H_1) lamp.

Given under the Official Seal of the Minister of Transport the 18th February 1969.

(L.S.) *Richard Marsh,*
Minister of Transport.

SCHEDULE 1

PART I

DIAGRAM SHOWING MARKING



PART II

1. The number shown inside the circle in the marking in the above diagram will be varied, where appropriate, to be the number assigned to each Contracting State party to the International Agreement of 1958 and applying the Regulation specified in Schedule 3 to these Regulations.

2. The number which is shown outside the circle in the said marking will be varied, where appropriate, to be the number allotted by a competent authority to distinguish the manufacturer of the motor vehicle part concerned, namely, a headlight equipped with a halogen (H_1) lamp.

SCHEDULE 2

PART I

DIAGRAM SHOWING MARKING



PART II

1. The number shown inside the circle in the marking in the above diagram will be varied, where appropriate, to be the number assigned to each Contracting State party to the International Agreement of 1958 and applying the Regulation specified in Schedule 3 to these Regulations.

2. The number which is shown outside the circle in the said marking will be varied, where appropriate, to be the number allotted by a competent authority to distinguish the manufacturer of the motor vehicle part concerned, namely a halogen (H_1) lamp.

SCHEDULE 3

REGULATION No. 8

UNIFORM PROVISIONS FOR THE APPROVAL OF MOTOR VEHICLE HEADLIGHTS EMITTING A PASSING OR A DRIVING BEAM OR BOTH AND EQUIPPED WITH HALOGEN LAMPS (H_1 LAMPS) AND OF THE LAMPS THEMSELVES.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Section 47(1) of the Road Traffic Act 1962, as amended by the Trade Descriptions Act 1968, enacts that where any international agreement to which the United Kingdom is a party provides—

(*a*) for markings to be applied to motor vehicle parts of any description to indicate conformity with a type approved by any country; and

(*b*) for motor vehicle parts bearing those markings to be recognised as complying with the requirements imposed by the law of another country

the Minister of Transport may by regulations designate the markings as approval marks. Section 47 also provides, inter alia, that any markings so designated shall be deemed for the purposes of the Trade Descriptions Act 1968 to be a trade description and that it shall be an offence under that Act to apply an approval mark without proper authority.

These Regulations designate for the purposes of section 47 as approval marks markings complying with the provisions of Schedule 1 or Schedule 2 to these Regulations and in respect of which the International Agreement of 1958 (referred to in the Regulations) and the Regulation specified in Schedule 3 to these Regulations and annexed to that Agreement makes such provision as is mentioned in (*a*) and (*b*) above. The motor vehicle parts concerned are (in the case of a marking complying with the provisions of Schedule 1 to these Regulations) a headlight equipped with a halogen (H_1) lamp and (in the case of a marking complying with the provisions of Schedule 2 to these Regulations) a halogen (H_1) lamp.