STATUTORY INSTRUMENTS

1969 No. 1171

ROAD TRAFFIC

The Motor Vehicles (Tests) (Amendment) Regulations 1969

Made - - -	12*th August* 1969
Laid before Parliament	21*st August* 1969
Coming into Operation	1*st October* 1969

The Minister of Transport in exercise of his powers under section 65 of the Road Traffic Act 1960(**a**) and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 260(2) of the said Act of 1960, hereby makes the following Regulations :—

1.—(1) These Regulations shall come into operation on the 1st October 1969, and may be cited as the Motor Vehicles (Tests) (Amendment) Regulations 1969.

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

2. The Motor Vehicles (Tests) Regulations 1968(**c**) shall have effect as though—

(1) in Regulation 3(1), in the definition relating to "articulated vehicle", "dual-purpose vehicle" and "works truck", for the words "the Motor Vehicles (Construction and Use) Regulations 1966" there were substituted the words "the Motor Vehicles (Construction and Use) Regulations 1969(**d**)" ;

(2) in Regulation 4(2), for "Regulatons" there were substituted the word "Regulations" ;

(3) in Regulation 10(2), for the words "paragraph (8) of Regulation 4 of the Motor Vehicles (Construction and Use) Regulations 1966" there were substituted the words "paragraph 8(*a*) of Regulation 4 of the Motor Vehicles (Construction and Use) Regulations 1969" ;

(4) after Regulation 15(2)(*b*)(iv) there were inserted the following sub-sub-paragraph :—

"(iv)(*a*) whether the prescribed statutory requirements relating to seat belts applied to the vehicle ;" ;

(**a**) 8 & 9 Eliz. 2. c. 16.
(**b**) 52 & 53 Vict. c. 63.
(**c**) S.I. 1968/1714 (1968 III, p. 4607).
(**d**) S.I. 1969/321 (1969 I, p. 829).

(5) for Schedule 2, there were substituted the following Schedule:—

"SCHEDULE 2 (see Regulation 10)

THE PRESCRIBED STATUTORY REQUIREMENTS

The statutory requirements which are prescribed for the purposes of an examination of a motor vehicle are as follows:—

(1) The requirements contained in the following provisions of the Motor Vehicles (Construction and Use) Regulations 1969 (which relate to the braking system or systems of motor vehicles), that is to say,

paragraph (1) of Regulation 11;

paragraphs (1) and (4) of Regulation 45;

paragraphs (1) and (4) and sub-paragraph (*a*) of paragraph (8) of Regulation 50;

paragraphs (1) and (3) and sub-paragraph (*a*) of paragraph (4) of Regulation 54;

paragraph (1) of Regulation 79;

Schedule 5.

(2) The requirements contained in paragraph (1) of Regulation 80 of the said Motor Vehicles (Construction and Use) Regulations (which relate to the steering gear of motor vehicles).

(3) The requirements relating to the lighting equipment and reflectors of motor vehicles contained in Regulations 29 and 81 of the said Motor Vehicles (Construction and Use) Regulations excepting such of those requirements as relate to the matters specified in Regulations 11, 14, 15, 21, 22 and 23 of the Road Vehicles Lighting Regulations 1964(**a**), as amended (**b**).

(4) The requirements contained in Regulations 51(2) and 55, in sub-paragraphs (*b*), (*c*), (*d*), (*e*) and (*f*) of paragraph (1) of, and in paragraphs (3) and (4) of Regulation 83 of the said Motor Vehicles (Construction and Use) Regulations, (which relate to condition and maintenance of tyres).

(5) The requirements contained in paragraphs (3), (4) and (5) of Regulation 53 of the said Motor Vehicles (Construction and Use) Regulations (which relate to the fitting of seat belts)." ;

(6) in Schedule 3—

(*a*) in Part I, after paragraph 1(*d*), there were inserted the following sub-paragraph:—

"(*dd*) "seat belt requirements", in relation to any vehicle, means such of the prescribed statutory requirements as are specified in paragraph (5) of the said Schedule 2;" ; and

(*b*) after Part V there were inserted the following Part:—

"PART VI

Seat Belt Requirements

13. The examination of a motor vehicle to ascertain whether the seat belt requirements are complied with shall be carried out in accordance with the following provisions of this Part of this Schedule.

(**a**) S.I. 1964/205 (1964 I, p. 345).
(**b**) The relevant amending instrument is S.I. 1968/1247 (1968 II, p. 3373).

14. The vehicle shall be examined to ascertain whether it is provided with anchorage points and body-restraining seat belts which comply with the seat belt requirements as respects:—

(*a*) which seats anchorage points and body-restraining seat belts are provided for; and

(*b*) the manner in which the body-restraining seat belts are secured to the vehicle."; and

(7) in Part II of Schedule 5—

(*a*) in sub-paragraph 2(*b*), for the words "Regulation 80 of the Motor Vehicles (Construction and Use) Regulations 1966" there were substituted the words "Regulation 81 of the Motor Vehicles (Construction and Use) Regulations 1969";

(*b*) in paragraph 3—

(i) in sub-sub-paragraph (1)(i), after the words "relevant items specified therein" in each place where they occur, there were inserted the words "or in respect of such items and the prescribed statutory requirements as to seat belts";

(ii) in sub-sub-paragraph (1)(ii), for the words "any relevant defect" there were substituted the words "any relevant defect, for the necessary work to be carried out in a case where the prescribed statutory requirements as to seat belts were not complied with to enable them to be complied with";

(iii) in paragraph (2), in Head (A), in condition (i), after the words "all its relevant items", there were inserted the words "or in respect of such items and the prescribed statutory requirements as to seat belts";

(iv) in paragraph (2), in Head (A), in condition (ii), for the words "any relevant defect", there were substituted the words "any relevant defect, for the necessary work to be carried out in a case where the prescribed statutory requirements as to seat belts were not complied with to enable them to be complied with"; and

(v) in paragraph (2), in Head (B), in condition (ii), for the words "repairs to be carried out" there were substituted the words "the necessary work to be carried out"; and

(*c*) in the Table—

(i) in paragraph 2, before sub-paragraph (i), there were inserted the following sub-paragraph, that is to say, in column 1 the words "(i) only the seat belt requirements", and opposite those words in column 2 the figures "25s. 0d.", and the following sub-paragraphs were re-numbered (ii), (iii) and (iv); and

(ii) in paragraph 4, before sub-paragraph (i), there were inserted the following sub-paragraph, that is to say, in column 1 the words "(i) only the seat belt requirements", and opposite those words in column 2 the figures "23s. 9d.", and the following sub-paragraphs were re-numbered (ii), (iii) and (iv).

Given under the Official Seal of the Minister of Transport the 12th August 1969.

(L.S.)

Richard Marsh,
Minister of Transport.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

The Motor Vehicles (Tests) Regulations 1968 make provision for the examination of the motor vehicles to which the Regulations apply for the purpose of ascertaining whether certain statutory requirements specified in Schedule 2 to those Regulations are complied with.

These Regulations amend the 1968 Regulations by:—

(1) extending those statutory requirements to include some of the requirements of Regulation 53 of the Motor Vehicles (Construction and Use) Regulations 1969, relating to the provision and securing of seat belts in certain vehicles; and

(2) by substituting for the references in the 1968 Regulations to provisions in the Motor Vehicles (Construction and Use) Regulations 1966 references to similar provisions in the Motor Vehicles (Construction and Use) Regulations 1969 which have now replaced the earlier provisions.