STATUTORY INSTRUMENTS

# 1981 No. 202

# ROAD TRAFFIC

## The Motor Vehicles (Variation of Speed Limits) (No. 2) Regulations 1980

*Made - - - -* 15*th December* 1980

*Laid before Parliament* 13*th January* 1981

*Coming into operation in accordance with Regulation 1*

The Minister of Transport, in exercise of powers conferred by section 78(2) of the Road Traffic Regulation Act 1967(**a**), and now vested in him (**b**), and of all other enabling powers, and after consultation with representative organisations in accordance with section 107(2) of that Act, hereby makes the following Regulations:—

**1.** These Regulations may be cited as the Motor Vehicles (Variation of Speed Limits) (No. 2) Regulations 1980, and shall come into operation on the fifteenth day following the day they are approved by Parliament.

**2.** The provisions of Schedule 5 to the Road Traffic Regulation Act 1967 (which specifies the limits of speed for vehicles of certain classes) shall be varied in the manner set out in the Schedule to these Regulations and shall have effect as so varied.

**3.** The Motor Vehicles (Variation of Speed Limits) Regulations 1973(**c**) so far only as they relate to paragraph 2 of Schedule 5 to the Road Traffic Regulation Act 1967 are hereby revoked.

**4.** The Motor Vehicles (Variation of Speed Limits) Regulations 1980(**d**) are hereby revoked.

*Norman Fowler,*
Minister of Transport.

15th December 1980.

(**a**) 1967 c. 76. (**b**) S.I. 1970/1681 and 1979/571.
(**c**) S.I. 1973/747.
(**d**) These Regulations, not having been approved by Parliament, were never registered.

## THE SCHEDULE

AMENDMENTS TO SCHEDULE 5 TO THE ROAD TRAFFIC REGULATION ACT 1967

| | *Maximum speed, miles per hour* |
|---|---|
| 1. For paragraphs 2 and 3 substitute the following paragraphs:— | |
| "2. Goods vehicles, that is to say vehicles constructed or adapted for use for the conveyance of goods or burden of any description, but not including dual-purpose vehicles— | |
| (1) vehicles having an unladen weight not exceeding 30 hundredweight when not drawing a trailer ..... | 50 |
| (2) vehicles drawing a trailer, not being articulated vehicles— | |
| (*a*) in the case of a trailer drawn by a motor car having an unladen weight not exceeding 30 hundredweight when the relevant conditions specified in paragraph 25 below are satisfied or the drawing vehicle is a foreign vehicle ..... | 50 |
| (*b*) in the case of a trailer drawn by a heavy motor car or by a motor cycle ..... | 30 |
| (*c*) in the case of a trailer drawn by a motor car having an unladen weight exceeding 30 hundredweight if the trailer— | |
| (i) being a load-carrying trailer has an unladen weight exceeding 5 hundredweight, or | |
| (ii) being neither a living van nor a load-carrying trailer, has an unladen weight exceeding 15 hundredweight ..... | 30 |
| (3) vehicles drawing more than one trailer ..... | 20 |
| (4) vehicles not fitted with pneumatic tyres, if drawing trailers or having an unladen weight exceeding 1 ton and vehicles drawing trailers not fitted with pneumatic tyres | 20 |
| (5) industrial tractors being used as goods vehicles ..... | 18 |
| (6) works trucks ..... | 18 |
| (7) vehicles not fitted with resilient tyres and vehicles drawing trailers not so fitted ..... | 5 |
| (8) any goods vehicles not being vehicles to which subparagraphs (1) to (7) above apply ..... | 40 |
| 3. Motor tractors— | |
| (1) if fitted with pneumatic tyres, equipped with springs and wings and satisfying the conditions as to brakes specified in paragraph 20(*a*) below, or if so fitted and satisfying such conditions and drawing a trailer so fitted and satisfying the conditions as to brakes specified in paragraph 20(*b*) below ..... | 30 |
| (2) if industrial tractors not being used as goods vehicles | 18 |
| (3) if drawing two or more trailers ..... | 12 |
| (4) if not fitted with resilient tyres or drawing trailers not so fitted ..... | 5 |
| (5) if not within any of the categories mentioned in subparagraphs (1) to (4) above ..... | 20.". |

2. In paragraph 20, for the words "paragraphs 3(2) and 4(2)" substitute the words "paragaphs 3(1) and 4(2)".

3. In paragraph 25, for the words "paragraphs 1(4) and 2(3)" substitute the words "paragraphs 1(4) and 2(2)".

4. In paragraph 26—

(i) after the definition of "foreign vehicle" insert:—

" "industrial tractor", and "works truck" have the meanings respectively assigned to those expressions in Regulation 3(1) of the Motor Vehicle (Constructions and Use) Regulations 1978(a)";

(ii) after the definition of "kerbside weight" insert the following definition:—

" "living van" means a vehicle which is used primarily as living accommodation by one or more persons, and which is not also used for the carriage of goods or burden which are not needed by such one or more persons for the purpose of their residence in the vehicle;".

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

1. These Regulations vary the provisions of Schedule 5 to the Road Traffic Regulation Act 1967, as varied by the Motor Vehicles (Variation of Speed Limits) Regulations 1973, which describes speed limits, subject to certain conditions, for specified classes of vehicles.

2. In consequence of these variations a speed limit of 18 miles per hour is imposed on industrial tractors (whether or not being used as goods vehicles) and on works trucks, and the term "living van" is defined so that the uncertainty over its meaning shall cease.

3. The opportunity has been taken to revise paragraphs 2 and 3 in the said Schedule 5 (in their amended form) for the sake of clarity.

4. The revocations effected by these Regulations include a revocation of the Motor Vehicles (Variation of Speed Limits) Regulations 1980 which were tainted by slight technical imperfection.

(a) S.I. 1978/1017, to which there are amendments not relevant to these Regulations.

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