1990 No. 182

ROAD TRAFFIC AND VEHICLES

Road Vehicles Lighting (Amendment) Regulations (Northern Ireland) 1990

Made	*21st May 1990*
Coming into operation . .	*25th June 1990*

The Department of the Environment, in exercise of the powers conferred on it by Articles 2(2)(**a**), 28, 38(2), 49(2), (4), (5) and (6) and 218(1) of the Road Traffic (Northern Ireland) Order 1981(**b**) and of all other powers enabling it in that behalf, makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Road Vehicles Lighting (Amendment) Regulations (Northern Ireland) 1990 and shall come into operation on 25th June 1990.

Variation of requirements of the 1981 Order

2. The requirements of Articles 38(1), 39 and 45(1) and (2) of the Road Traffic (Northern Ireland) Order 1981 are hereby varied so as to have effect between sunset and sunrise and in seriously reduced visibility between sunrise and sunset instead of during the hours of darkness.

Amendment of the 1969 Regulations

3. After regulation 14 of the Road Vehicles Lighting Regulations (Northern Ireland) 1969(**c**) insert the following new regulation—

"*Requirements as to use of obligatory head lamps*

14A.—(1) Subject to paragraph (2) the circumstances prescribed for the purposes of Article 38(2) of the Road Traffic (Northern Ireland) Order 1981 are—

(*a*) between sunset and sunrise;

(*b*) in seriously reduced visibility between sunrise and sunset.

(2) Paragraph (1) does not apply to—

(*a*) a vehicle being used to propel a snow plough; or

(*b*) a vehicle which is parked.".

(**a**) *See* the definition of "Department"
(**b**) S.I. 1981/154 (N.I. 1)
(**c**) S.R. & O. (N.I.) 1969 No. 214 to which there are amendments not relevant to these Regulations

Sealed with the Official Seal of the Department of the Environment on 21st May 1990.

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

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations:—

(1) vary the requirements of Articles 38(1), 39 and 45(1) and (2) of the Road Traffic (Northern Ireland) Order 1981 so as to require side lights and rear lights to be kept lit between sunset and sunrise and in seriously reduced visibility between sunrise and sunset instead of merely during the hours of darkness;

(2) insert into the Road Vehicles Lighting Regulations (Northern Ireland) 1969 a new Regulation 14A specifying the circumstances in which head lamps shall be kept lit when a vehicle is in motion on a road.

The circumstances are:—

(*a*) between sunset and sunrise;

(*b*) in seriously reduced visibility between sunrise and sunset.

Article 47 of the said Order of 1981 provides that any person who is in breach of the Order or the Regulations shall be guilty of an offence and liable on conviction to a fine not exceeding level 3 on the standard scale (currently £400).