STATUTORY INSTRUMENTS

1975 No. 1494

ROAD TRAFFIC

The Road Vehicles Lighting (Standing Vehicles) (Exemption) (General) Regulations 1975

Made - - - -	*9th September* 1975
Laid before Parliament	*26th September* 1975
Coming into Operation	*17th October* 1975

The Secretary of State for the Environment, in exercise of the powers conferred by section 78(1) and (7) 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:—

Commencement, citation and revocation

1.—(1) These Regulations shall come into operation on 17th October 1975 and may be cited as the Road Vehicles Lighting (Standing Vehicles) (Exemption) (General) Regulations 1975.

(2) The Road Vehicles Lighting (Standing Vehicles) (Exemption) (General) (No. 2) Regulations 1972**(b)** are hereby revoked.

Interpretation

2.—(1) In these Regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"goods vehicle" means a mechanically propelled vehicle constructed or adapted for use for the carriage of goods or burden of any description;

"motor cycle" means a bicycle or tricycle propelled by mechanical power;

"one-way street" means a road on which the driving of vehicles otherwise than in one direction is prohibited at all times;

"passenger vehicle" means a mechanically propelled vehicle (other than a motor cycle or an invalid carriage) constructed solely for the carriage of passengers and their effects and adapted to carry not more than seven passengers exclusive of the driver;

"pedal cycle" means a pedal bicycle or pedal tricycle, not being in either case propelled by mechanical power;

"road" includes a length of road;

"speed limit", in relation to a road, means a speed limit imposed on mechanically propelled vehicles generally by or under any enactment;

"street parking place" has the same meaning as in section 104(1) of the Road Traffic Regulation Act 1967**(c)**;

(a) 1972 c. 20. **(b)** SI 1972/557 (1972 I, p. 1885). **(c)** 1967 c. 76.

"the required lights", in relation to a vehicle, means the lights showing to the front and the lights showing to the rear which, apart from these Regulations, would be required by the Road Traffic Act 1972 to be shown by that vehicle during the hours of darkness;

"trailer" means a vehicle drawn by another vehicle.

(2) Any reference in these Regulations to any enactment or instrument shall be construed as a reference to that enactment or instrument as amended by or under any subsequent enactment or instrument.

(3) The Interpretation Act 1889**(a)** shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament, and as if for the purpose of section 38 of that Act these Regulations were an Act of Parliament and the Regulations revoked by Regulation 1 of these Regulations were an Act of Parliament thereby repealed.

Application

3. These Regulations apply to passenger vehicles, goods vehicles of which the unladen weight does not exceed 30 hundredweight and invalid carriages, and to motor cycles and pedal cycles in either case whether or not having a sidecar attached, not being, in the case of any such vehicle, one to which—

(*a*) section 76 of the Road Traffic Act 1972 (which imposes requirements as to lights on vehicles with overhanging or projecting loads) applies; or

(*b*) a trailer is attached.

Parking of vehicles without lights

4.—(1) A vehicle to which these Regulations apply shall, when standing or parked at any place on a road on which a speed limit of 30 miles per hour or less is in force, be exempted from showing the required lights—

(*a*) if it is standing or parked in a recognised parking place in a manner which does not contravene the provisions of any enactment or instrument relating to the parking place, or

(*b*) if it is standing or parked elsewhere and complies with the requirements specified in paragraph (2) below.

(2) The requirements referred to in paragraph (1)(*b*) above are that—

(*a*) if the vehicle is standing or parked in a road which is not a one-way street, its left or near side is as close as may be and is parallel to the edge of the carriageway, and if the vehicle is standing or parked in a road which is a one-way street, its left or near side is as close as may be and is parallel to the left-hand edge of the carriageway or its right or off side is as close as may be and is parallel to the right-hand edge of the carriageway, and

(*b*) no part of the vehicle is within 15 yards from the junction of any part of the carriageway of any highway with the carriageway of the road on which it is standing or parked, whether that junction is on the same side of the road as that on which the vehicle is standing or parked or not.

(a) 1889 c. 63.

(3) In this Regulation "recognised parking place" means a street parking place—

(*a*) for which provision is made under section 6, or which is authorised under section 28 or designated under section 35, of the Road Traffic Regulation Act 1967, or which is set apart as a parking place under some other enactment or instrument; or

(*b*) the limits of which are indicated by a traffic sign consisting of the road marking shown in diagram 1010 in Schedule 2 of the Traffic Signs Regulations 1964**(a)**; or

(*c*) the surface of which is of a colour or texture which is different from that of the part of the carriageway of the road used primarily by through traffic; or

(*d*) the limits of which are indicated by a continuous strip of surface of a different colour or texture from that of the surface of the remainder of the carriageway of the road.

Scope of Regulations

5. Nothing in these Regulations shall be taken to authorise any person to cause or permit a vehicle which is exempted by these Regulations from showing the required lights to stand or be parked on a road in any place or for any period in or for which it would be unlawful for the vehicle to stand to be parked.

Signed by authority of
the Secretary of State
9th September 1975.

John Gilbert,
Minister for Transport,
Department of the Environment.

(a) SI 1964/1857 (1964 III, p. 4053).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations revoke the Road Vehicles Lighting (Standing Vehicles) (Exemption) (General) (No. 2) Regulations 1972 and make provision with respect to the exemption of certain vehicles when standing or parked on roads from the requirements of the Road Traffic Act 1972 as to the showing of front and rear lights during the hours of darkness. The provisions apply generally to all roads on which a speed limit of 30 m.p.h. or less is in force and, in particular, now make provision for vehicles when standing or parked in recognised parking places on such roads. The classes of vehicle to which the exemption applies and the conditions subject to which it applies are respectively specified in Regulations 3 and 4.

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