STATUTORY INSTRUMENTS

1970 No. 1220

ROAD TRAFFIC

The Road Vehicles (Registration and Licensing) (Amendment) (No. 2) Regulations 1970

Made - - - -	12*th August* 1970
Laid before Parliament	25*th August* 1970
Coming into Operation	1*st September* 1970

The Minister of Transport in exercise of his powers under subsections (1) to (5) of section 12 of the Vehicles (Excise) Act 1962**(a)**, as substituted by section 6(2) of the Finance Act 1969**(b)** and as amended by section 9 of the Finance Act 1970**(c)**, under section 16(2) of the said Act of 1962 as amended by paragraph 3 in Part II of Schedule 12 to the said Act of 1969, under sections 16(3) and 23 of the said Act of 1962, and of all other enabling powers, hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the 1st September 1970 and may be cited as the Road Vehicles (Registration and Licensing) (Amendment) (No. 2) Regulations 1970.

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

2. The Road Vehicles (Registration and Licensing) Regulations 1964**(e)**, as amended (**f**), shall be further amended in accordance with the following provisions of these Regulations.

3. Regulation 3(1) (Interpretation) shall have effect as though—

(*a*) in the definition of "invalid vehicle" for the figure "6" there were substituted the figure "8";

(*b*) at the end of the definition of "prescribed" there were added the following words "and as further amended by the Road Vehicles (Excise) (Prescribed Particulars) (Amendment) Regulations 1970**(g)**.".

4. Regulation 30 (Registration of other exempt vehicles) shall have effect as though in paragraph (1) after the words "the last preceding Regulation applies" there were inserted the words "and other than invalid carriages complying with requirements prescribed by the Minister under section 20 of the Chronically Sick and Disabled Persons Act 1970**(h)**".

(a) 1962 c. 13. **(b)** 1969 c. 32.
(c) 1970 c. 24. **(d)** 1889 c. 63.
(e) S.I. 1964/1178 (1964 II, p. 2722).
(f) The relevant amending instruments are S.I. 1969/1589, 1800(1969 III, p. 5066, 5616).
(g) S.I. 1970/1221 (1970 II, p. 4051). **(h)** 1970 c. 44.

5. Regulation 32 (Applications for trade licences) shall have effect as though after paragraph (*b*) there were inserted the following words—

"or

(*c*) a motor trader, who is a manufacturer of mechanically propelled vehicles, to make an application to take out a licence under that section for all vehicles kept and used by him solely for purposes of conducting research and development in the course of his business as such a manufacturer,".

6. Regulation 39 (Purposes for which a vehicle may be used under a trade licence) shall have effect as though—

(*a*) at the beginning of paragraph (3) there were inserted the words "Save as provided in Regulation 39A of these Regulations";

(*b*) at the beginning of paragraph (4) there were inserted the words "Save as provided in Regulation 39A of these Regulations and";

(*c*) in paragraph 4(*a*), the word "immediately" were omitted;

(*d*) in paragraph 4 between sub-paragraphs (*l*)(i) and (ii) there were inserted the following sub-paragraph—

"(iA) for proceeding to or returning from a place where it is to be, or has been, held available for rendering assistance to a disabled vehicle; or".

7. After Regulation 39, there shall be inserted the following Regulation

"39A. No person, being a motor trader and who is a manufacturer of mechanically propelled vehicles and the holder of a trade licence, shall use any mechanically propelled vehicle, kept by him solely for the purposes of conducting research and development in the course of his business as such a manufacturer, on a public road by virtue of that licence except for such a purpose.".

8. Regulation 41 (Conveyance of goods or burden on vehicles used under trade licences) shall have effect as though after paragraph (1) there were inserted the following paragraph—

"(1A). No person, being a motor trader and who is a manufacturer of mechanically propelled vehicles and the holder of a trade licence, shall use any mechanically propelled vehicle, kept by him solely for the purposes of conducting research and development in the course of his business as such a manufacturer, on a public road by virtue of that licence for the conveyance of goods or burden of any description other than—

(*a*) a load which is carried solely for the purpose of testing the vehicle or any of its accessories or equipment and which is returned to the place of loading without having been removed from the vehicle except for such purpose or in the case of accident;

(*b*) any load built in as part of the vehicle or permanently attached thereto,

and nothing in the last preceding paragraph shall be taken as applying to a mechanically propelled vehicle the use of which is restricted by this paragraph".

Given under the Official Seal of the Minister of Transport the 12th August 1970.

(L.S.)

David R Serpell,
Secretary to the
Ministry of Transport.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Road Vehicles (Registration and Licensing) Regulations 1964. The main changes are:—

1. Regulations 32, 39 and 41 are adapted and a new Regulation 39A added consequent on the provision in the Finance Act 1970 made with effect from 1st September 1970 which extends the range of vehicles on which trade licences may be used so as to include vehicles kept by a manufacturer of motor vehicles solely for purposes of conducting research and development in the course of his business as such a manufacturer.

2. The definition of 'invalid vehicle' in Regulation 3(1) is amended to reflect the new weight limit of 8 cwt, which qualifies such vehicles for exemption from liability to vehicle excise duty for which provision is made as from 1st September 1970 in the Finance Act 1970.

3. Invalid carriages complying with the requirements prescribed by the Minister of Transport under section 20 of the Chronically Sick and Disabled Persons Act 1970 are released from the registration requirements of the 1964 Regulations.

SI 1970/1220
ISBN 0-11-001220-8

