

## SCHEDULE 2

Descriptions of uses which do not require permits

### PART 1

#### Preliminary provisions

#### **Additional definitions for Schedule 2**

**1.** In this Schedule—

“livestock vehicle” has the meaning given in paragraph 2;

“maximum laden weight” has the meaning given in Part 4 of Schedule 6 to the Road Traffic Regulation Act 1984(1);

“medical supplies” includes—

- (a) medical appliances, equipment and products;
- (b) medicines and medicaments;

“medium-weight vehicle” has the meaning given in paragraph 3;

“moving vehicle” means a goods vehicle—

- (a) on a journey for the relocation of furniture or other moveable effects, and
- (b) being operated by an operator who uses specialised equipment and personnel for carrying out relocations;

“non-commercial basis” has the meaning given in paragraph 4;

“own account” has the meaning given in paragraph 5;

“postal packet” means a letter, parcel, packet or other article transmissible by post;

“recovery vehicle” means a goods vehicle on a journey to remove, repair, replace, return or support a goods vehicle that has broken-down on a journey made in accordance with these Regulations.

#### **Meaning of “livestock vehicle”**

**2.—**(1) A “livestock vehicle” is a goods vehicle—

- (a) being used for the transport of livestock, and
- (b) in respect of which a certificate of approval of means of transport by road has been granted under Article 18 of EUR 2005/1.

(2) In this paragraph—

“EUR 2005/1” means—

- (a) Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and 93/119/EC and Regulation (EC) No 1255/97(2), or
- (b) Council Regulation (EC) No 1/2005 of 22 December 2004 on the protection of animals during transport and related operations and amending Directives 64/432/EEC and

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(1) 1984 c. 27.

(2) EUR 2005/1, amended by S.I. 2019/58 and 802, 2020/1590, 2022/846, 1090 and 1315 and 2023/287 and 261.

93/119/EC and Regulation (EC) No 1255/97<sup>(3)</sup> as it has effect under section 7A of the European Union (Withdrawal) Act 2018<sup>(4)</sup>;

“livestock” includes the following domesticated animals—

- (a) bovids, which includes buffalo, cattle, goats, sheep and yaks;
- (b) camelids, which includes alpacas and llamas;
- (c) cervids, which includes deer and elk;
- (d) equids, which includes asses, hinnies, horses and mules;
- (e) fowl, which includes chickens, ducks, geese, pheasants and turkeys;
- (f) pigs.

### Meaning of “medium-weight vehicle”

3.—(1) A “medium-weight vehicle” is a goods vehicle with either or both—

- (a) a maximum laden weight not exceeding 6 tonnes;
- (b) a maximum payload weight not exceeding 3.5 tonnes.

(2) In this paragraph—

“kerbside weight” means the mass of a goods vehicle when it carries nothing other than—

- (a) a full supply of fuel in its fuel tank,
- (b) an adequate supply of other liquids incidental to its propulsion, and
- (c) any loose tools and equipment with which it is normally equipped;

“maximum payload weight” means, in relation to a goods vehicle, the difference in mass between the kerbside weight of the vehicle and the maximum laden weight of the vehicle.

### Meaning of “non-commercial basis”

4. The operator of a goods vehicle uses it for the carriage of goods on a “non-commercial basis” if—

- (a) the purpose of the carriage is not to directly or indirectly generate any profit, or
- (b) the goods will be —
  - (i) exhausted in the destination country, or
  - (ii) used temporarily before being returned to the country of origin without alteration.

### Meaning of “own account”

5. The operator of a goods vehicle uses it for the carriage of goods on “own account” if—

- (a) the operator—
  - (i) owns the goods, or
  - (ii) has bought, extracted, hired, let out on hire, processed, produced, repaired or sold the goods,
- (b) the vehicle is—

<sup>(3)</sup> OJ No. L 3, 5.1.2005, p. 1, amended by OJ No. L 95, 7.4.2017, p. 1.

<sup>(4)</sup> 2018 c. 16. Section 7A was inserted by section 5 of the European Union (Withdrawal Agreement) Act 2020 (c. 1) and gives legal effect to Council Regulation (EC) No 1/2005 in accordance with Article 5(4) of, and paragraph 40 of Annex 2 to, the Protocol on Ireland/Northern Ireland (which is part of the withdrawal agreement as defined in section 39(1) of the European Union (Withdrawal Agreement) Act 2020).

- (i) hired, leased or owned by the operator, and
- (ii) driven by the operator or a person under a relevant contract with the operator,
- (c) the goods are carried—
  - (i) from or to the operator’s premises, or
  - (ii) between other places for the operator’s own requirements, and
- (d) the carriage of the goods is no more than ancillary to the overall activities of the operator.