

1973 No. 1864

ROAD TRAFFIC

**The Motor Vehicles (Construction and Use)
(Amendment) (No. 4) Regulations 1973**

<i>Made - - -</i>	<i>8th November 1973</i>
<i>Laid before Parliament</i>	<i>9th November 1973</i>
<i>Coming into Operation</i>	<i>19th November 1973</i>

The Secretary of State for the Environment, in exercise of his powers under section 40(1) 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:—

1.—(1) These Regulations may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 4) Regulations 1973 and shall come into operation on 19th November 1973.

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

2. The Motor Vehicles (Construction and Use) Regulations 1973(c), as amended(d), shall have effect as though:—

(1) in Regulation 99(1) for the words “paragraph (2)” there were substituted the words “paragraphs (1A) and (2)”;

(2) in Regulation 99, after paragraph (1), there were inserted the following paragraph:—

“(1A) Paragraph (1) of this Regulation shall not prohibit the use on a road of a motor vehicle or trailer by reason only of the fact that a wheel of the vehicle or trailer is fitted with a tyre which is deflated or not fully inflated and which has any of the defects described in sub-paragraph (c), (d) or (e) of paragraph (1) of this Regulation, if the tyre and the wheel to which it is fitted are so constructed as to make the tyre in that condition fit for the use to which the motor vehicle or trailer is being put and the outer sides of the wall of the tyre are so marked as to enable the tyre to be identified as having been constructed to comply with the requirements of this paragraph.”; and

(3) in Regulation 99(2) for the words “the foregoing paragraph” there were substituted the words “paragraph (1) of this Regulation”.

(a) 1972 c.20. (b) 1889 c.63. (c) S.I. 1973/24 (1973 I, p. 93).

(d) There is no relevant amending instrument.

Signed by authority of the Secretary of State.

John Peyton,

Minister for Transport Industries,
Department of the Environment.

8th November 1973.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

Regulation 99 of the Motor Vehicles (Construction and Use) Regulations 1973 provides that no person shall use or cause or permit to be used on a road any motor vehicle or trailer, a wheel of which is fitted with a pneumatic tyre, if the tyre is deflated, or damaged or worn in certain respects.

These Regulations amend Regulation 99 so as to permit the use on a road of a motor vehicle or trailer a wheel of which is fitted with a tyre in a damaged and deflated condition if the tyre and the wheel to which it is fitted are so constructed as to make the tyre in that condition safe for use in some circumstances, and the tyre is suitably marked.

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