

1984 No. 1809

ROAD TRAFFIC

**The Motor Vehicles (Construction and Use) (Amendment)
(No. 7) Regulations 1984***Made* - - - - 19th November 1984*Laid before Parliament* 5th December 1984*Coming into Operation* 1st March 1985

The Secretary of State for Transport, in exercise of the powers conferred by sections 34(5), and 40(1) and (3) of the Road Traffic Act 1972(a), and now vested in him(b), 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. These Regulations shall come into operation on 1st March 1985, and may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 7) Regulations 1984.

2. The Motor Vehicles (Construction and Use) Regulations 1978(c) are further amended so as to have effect in accordance with the following provisions of these Regulations.

3. In Regulation 3 (Interpretation), in paragraph (1) —

- (a) delete the definitions of “agricultural or forestry tractor”, “agricultural trailer”, “land implement”, “land implement conveyer”, “land locomotive” and “land tractor”;
- (b) after the definition of “the Type Approval (Great Britain) Regulations” insert the following new definitions:—

““agricultural motor vehicle” means a motor vehicle which is constructed or adapted for use off roads for the purpose of agriculture, horticulture or forestry and which is primarily used for one or more of those purposes, but does not include a dual-purpose vehicle;

“agricultural trailer” means a trailer which is constructed or adapted for the purpose of agriculture, horticulture or forestry and

(a) 1972 c.20.

(b) S.I. 1979/571 and 1981/238.

(c) S.I. 1978/1017; the relevant amending Instruments are S.I. 1978/1233, 1235, 1979/138, 843, 1062, 1980/287, 610, 880, 1166, 1981/261, 697, 915, 1189, 1580, 1663, 1982/1057, 1223, 1272, 1422, 1480, 1576, 1983/112, 471, 932, 1984/195, 386, 813 and 1543.

which is only used for one or more of those purposes, but does not include an agricultural trailed appliance;

“agricultural trailed appliance” means a trailer—

(a) which is an implement constructed or adapted—

- (i) for use off roads for the purpose of agriculture, horticulture or forestry and which is only used for one or more of those purposes, and
- (ii) so that, save in the case of an appliance manufactured before 1st December 1985, or a towed roller, its maximum gross weight is not more than twice its unladen weight; but

(b) which is not—

- (i) a vehicle which is used primarily as living accommodation by one or more persons, and which is not also used for the carriage of goods or burden which are not needed by such one or more persons for the purpose of their residence in the vehicle; or
- (ii) an agricultural implement rigidly but not permanently mounted on any vehicle whether or not any of the weight of the implement is supported by one or more of its own wheels except in a case where
 - part of the weight of the implement is supported by one or more of its own wheels, and
 - the longitudinal axis of the greater part of the implement is capable of articulating in the horizontal plane in relation to the longitudinal axis of the rear portion of the vehicle on which it is mounted;

“agricultural trailed appliance conveyor” means an agricultural trailer which—

- (a) has an unladen weight which does not exceed 510 kilograms;
- (b) is clearly and indelibly marked with its unladen weight;
- (c) has a pneumatic tyre fitted to each one of its wheels;
- (d) is designed and constructed for the purpose of conveying one agricultural trailed appliance or one agricultural implement.”;

(c) in the definition of “industrial tractor” for the words “a land tractor” substitute the words “an agricultural motor vehicle”.

4. In Regulation 4 (Application and Exemptions—General), after paragraph (5) insert the following paragraph:—

“(5A) Regulations 85, 86(1) to (3) and (6), 88, 89, 90, 91 and 94 do not apply to any agricultural motor vehicle, agricultural trailer, or agricultural trailed appliance.”.

5. After Regulation 5A insert the following new Regulation:—

“5AA.—(1) This Regulation applies to an agricultural motor vehicle in respect of which a type approval certificate, a certificate of conformity or a

Minister's approval certificate has been issued by virtue of the Agricultural or Forestry Tractors and Tractor Components (Type Approval) Regulations 1979(a) or by the competent authority of any Member State other than the United Kingdom under a provision of the law of that State which corresponds to those Regulations.

(2) Where in the case of an agricultural motor vehicle to which this Regulation applies the certificate mentioned in paragraph (1) above has been issued by reason of the vehicle's conforming to the requirements of a Community Directive specified in an item in column 2 of the Table below then the Regulation specified in that item in column 3 of that Table does not apply to that vehicle.

TABLE

1	2			3
Item No.	Community Directive (in each case as amended by 82/890/EEC O.J.L378 (31.12.82) p.45)			Regulations from which vehicle is exempt
	(a) Reference No.	(b) Official Journal Reference	(c) Subject matters	
1.	74/151/EEC	O.J. L84 (28.3.74) p.25	Tanks for liquid fuel	19
2.	74/151/EEC	O.J. L84 (28.3.74) p.25	Audible warning devices	29
3.	74/346/EEC	O.J. L191 (15.7.74) p.1	Rear view mirrors	24
4.	74/347/EEC (as amended by 79/1073/EEC)	O.J. L191 (15.7.74) p.5 O.J. L331 (27.12.79) p.20	Field of vision	22
5.	74/347/EEC (as amended by 79/1073/EEC)	O.J. L191 (15.7.74) p.5 O.J. L331 (27.12.79) p.20	Windscreen wipers	27
6.	75/322/EEC	O.J. L147 (9.6.75) p.28	Suppression of radio interference from spark ignition engines	32
7.	76/432/EEC	O.J. L122 (8.5.76) p.1	Braking devices	79C
8.	77/537/EEC	O.J. L220 (28.8.77) p.38	Emission of pollutants from diesel engines	37

6. For Regulation 6 substitute the following Regulation:—

- “6. (a)** The provisions of the Regulations specified in column 2 of Table 1 below shall not apply to an agricultural motor vehicle provided that it is not driven at a speed in excess of 20 miles per hour;

(a) S.I. 1979/221, as amended by S.I. 1981/669 and 1983/709.

- (b) the provisions of the Regulations specified in column 2 of Table 2 below shall not apply to an agricultural motor vehicle notwithstanding that it is driven at a speed in excess of 20 miles per hour provided that it is not driven at a speed in excess of 40 miles per hour;
- (c) the provisions of the Regulations specified in column 2 of Table 3 below shall not apply to an agricultural motor vehicle manufactured on or after 1st December 1985 and first used on or after 1st June 1986 if it is driven at a speed in excess of 20 miles per hour.”.

TABLE 1

1 Item	2 Regulation
1	12 (Springs)
2	18 (Speedometer)
3	24A (Mirrors)
4	29(1) (Audible warning instrument)
5	48 to 69 (Requirements relating to locomotives, motor tractors, motor cars, heavy motor cars and motor cycles)

TABLE 2

1 Item	2 Regulation
1	48, 53, 57, 62 (Overall width)
2	54, 58, 63 (Overhang)
3	79C (Brakes)
4	79D (Tyres)

TABLE 3

1 Item	2 Regulation
1	14A(2)(cc) (Brakes)
2	24(2)(b) (Mirrors)
3	26(6)(a) (Safety glass)
4	28(2) (Windscreen washers)
5	31C(1) (Noise)
6	31D(2)(c) (Noise)
7	37(2) (Emissions)
8	37(3)(a) (Emissions)

7. In Regulation 9 (Overall length)—**(a) in paragraph (1), in the Table—**

(i) for the words in column (2) of item No. 6 substitute “A trailer which is neither a semi-trailer nor an agricultural trailed appliance.”; and

(ii) after item No. 6 add the following item:—

“7.	An agricultural trailed appliance	15”;
	manufactured on or after 1st December 1985	

(b) in paragraph (2)(c) for the words “land implement” substitute the words “agricultural trailed appliance manufactured before 1st December 1985”; and

(c) in paragraph (6)—

(i) in sub-paragraph (a), for the words “the overall length” substitute the words “save as provided in sub-paragraph (c) below, the overall length”,

(ii) for the full stop at the end of sub-paragraph (b) substitute “; and”, and

(iii) after sub-paragraph (b) add the following sub-paragraph:—

“(c) the overall length of an agricultural trailed appliance includes any drawbar or other thing with which it is equipped for the purpose of being towed.”.

8. In Regulation 11 (Variation of wheel load) for the proviso substitute the following proviso:—

“Provided that—

(a) this Regulation does not apply to any steerable wheel of a motor vehicle if the load on that wheel does not exceed 3560 kilograms, and

(b) for the purposes of this Regulation any number of wheels in line transversely on one side of the longitudinal axis of an agricultural motor vehicle shall be regarded as one wheel.”.

9. In Regulation 12 (Springs), for sub-paragraph (c) of the proviso substitute the following sub-paragraphs:—

“(c) any agricultural trailer, agricultural trailed appliance, or agricultural trailed appliance conveyor;

(cc) any trailer used solely for the haulage of felled trees;”.

10. In Regulation 14A (Brakes), in paragraph (2), for sub-paragraph (a) substitute the following sub-paragraph:—

“(a) an agricultural trailer or agricultural trailed appliance that is not, in either case, drawn at a speed exceeding 20 miles per hour;”.

11. In Regulation 24 (which deals with mirrors), in paragraph (2), for sub-paragraph (b) substitute the following sub-paragraph:—

“(b) an agricultural motor vehicle;”.

12. In Regulation 37 (Vehicles propelled by a compression ignition engine to meet certain requirements as to emission of smoke), in paragraph (3), delete sub-paragraph (aa).

13. After Regulation 42 insert the following new Regulation:—

“42A.— (1) Save as provided in paragraph (3) below, every agricultural trailed appliance manufactured on or after 1st December 1985 shall be equipped with a plate affixed to the vehicle in a conspicuous and readily accessible position and which is clearly and indelibly marked with the particulars specified in paragraph (2) below.

(2) Those particulars are—

- (a) the name of the manufacturer of the appliance;
- (b) the year in which the appliance was manufactured;
- (c) the maximum gross weight (calculated in accordance with Part II of Schedule 2 to these Regulations);
- (d) the unladen weight (calculated in accordance with section 194 of the Road Traffic Act 1972); and
- (e) the maximum load which would be imposed by the appliance on the drawing vehicle.

(3) In the case of a towed roller consisting of several separate rolls used in combination, a single plate shall satisfy the requirement specified in paragraph (2) above.”.

14. In Regulation 51 (which deals with brakes on locomotives) for paragraph (1) substitute “(1) This regulation applies to every locomotive first used on or after 1st June 1955”, and delete paragraph (2A).

15. In Regulation 52 (which deals with tyres on locomotives)

- (a) in paragraph (1) delete the words “Save as provided in paragraph (2) of this Regulation” and for “every” substitute “Every”; and
- (b) delete paragraph (2).

16. In Regulation 55 (which deals with brakes on motor tractors), delete —

- (a) in paragraph (1), the words “a land tractor to which paragraph (1A) of this Regulation applies or”, and in the proviso the words “or a land tractor”;
- (b) in paragraph (1A) the words “land tractor first used on or after 9th February 1980 or”;
- (c) in paragraph (5) the words “a land tractor or”;
- (d) in paragraph (6) the words “a land tractor or”.

17. In Regulation 56 (which deals with tyres on motor tractors), delete —

- (a) in paragraph (1) the words “Save as provided in paragraph (3) of this Regulation”; and
- (b) paragraph (3).

- 18.** In Regulation 74 (which deals with the overall width of trailers) —
- (a) in paragraph (1), in sub-paragraph (a), after the words “complied with” add the words “or an agricultural trailed appliance”;
 - (b) for paragraph (3) substitute the following paragraph:—
 - “(3) The provisions of paragraph (1) above do not apply to —
 - (a) a trailer which is a trolley vehicle in the course of construction or delivery; or
 - (b) a broken down vehicle which is being drawn by a motor vehicle in consequence of the breakdown.”.
- 19.** In Regulation 75 (which deals with brakes on trailers) —
- (a) in paragraph (1), after the words “paragraphs (3) and (4) of this Regulation” insert the words “and without derogating from paragraph (4A) of this Regulation”;
 - (b) in paragraph (4), for sub-paragraph (a) substitute the following new sub-paragraph:—
 - “(a) any agricultural trailed appliance or agricultural trailed appliance conveyor drawn by a motor vehicle;”;
 - (c) after paragraph (4) insert the following paragraph:—
 - “(4A) The brakes of every agricultural trailer manufactured on or after 1st December 1985 shall be capable of achieving a braking efficiency of not less than 25 per cent.
In this paragraph “braking efficiency” means the maximum braking force capable of being developed by the application of brakes expressed as a percentage of the total of the maximum axle weights of the trailer shown on the plate which is affixed to it in accordance with Regulation 42 or, if there is no such plate affixed to it, the total of the maximum axle weights which the trailer was designed to have.”;
 - (d) in paragraph (5) after the words “1st April 1938” insert the words “not being agricultural trailers”.
- 20.** In Regulation 77 (which deals with tyres on trailers), in the proviso—
- (a) for sub-paragraph (a) substitute the following sub-paragraph:—
 - “(a) any agricultural trailer manufactured before 1st December 1985 or agricultural trailed appliance;”;
 - (b) delete sub-paragraph (b).
- 21.** After Regulation 79 insert the following new Regulations
- “J—AGRICULTURAL MOTOR VEHICLES**

Overall width

79A. The overall width of an agricultural motor vehicle shall not exceed 2.5 metres.

Overhang

79B. In the case of an agricultural motor vehicle the distance measured horizontally and parallel to the longitudinal axis of the rear portion of the vehicle between two vertical planes at right angles to that axis passing through the rearmost point of the vehicle and through the centre of the rear or rearmost axle shall not exceed 3 metres.

Brakes

79C.— (1) This Regulation applies to an agricultural motor vehicle, and references in this Regulation to a vehicle are references to an agricultural motor vehicle.

(2) Every braking system fitted to a vehicle manufactured on or after 1st December 1985 and first used on or after 1st June 1986 shall have a total braking efficiency of not less than 25 per cent.

(3) Every vehicle which was first used before 9th February 1980 shall be equipped with an efficient braking system or efficient braking systems, in either case having two means of operation, so designed and constructed that, notwithstanding the failure of any part (other than a fixed member or a brake shoe anchor pin) through or by means of which the force necessary to apply the brakes is transmitted, there shall still be available for application by the driver to not less than half the number of the wheels of the vehicle brakes sufficient under the most adverse conditions to bring the vehicle to rest within a reasonable distance:

Provided that this paragraph does not apply in the case of a road roller, or a vehicle not propelled by steam which is equipped with one braking system with one means of operation.

(4) Every vehicle first used on or after 9th February 1980 shall be equipped with an efficient braking system or efficient braking systems so designed and constructed that notwithstanding the failure of any part thereof there shall still be available for application by the driver a brake sufficient under the most adverse conditions to bring the vehicle to rest within a reasonable distance.

(5) The application of one means of operation shall not affect or operate the pedal or hand lever of the other means of operation.

(6) In the case of vehicles first used on or after 1st April 1938 no braking system shall be rendered ineffective by the non-rotation of the engine:

Provided that this paragraph does not apply in the case of any vehicle referred to in paragraph (7)(b) below.

(7) For the purpose of this Regulation—

(a) in the case of a vehicle first used on or after 1st October 1938—

(i) not more than one front wheel shall be included in half the number of the wheels of the vehicle, and

(ii) every moving shaft to which any part of a braking system or any means of operation thereof is connected or by which it is supported shall be deemed to be part of that system;

(b) in the case of a vehicle propelled by steam the engine shall be deemed to be an efficient braking system with one means of

operation if the engine is capable of being reversed and, in the case of a vehicle first used on or after 1st October 1943, is incapable of being disconnected from any of the driving wheels of the vehicle except by the sustained effort of the driver; and

- (c) “braking efficiency” means the maximum braking force capable of being developed by the application of brakes expressed as a percentage of the total maximum axle weights which the vehicle is designed to have.

Tyres

79D.—(1) Save as provided in paragraph (3) below, every wheel of every agricultural motor vehicle shall be fitted with a pneumatic tyre or a tyre of soft or elastic material.

(2) No re-cut pneumatic tyre shall be fitted to any wheel of an agricultural motor vehicle which has an unladen weight of less than 2540 kilograms if the rim diameter of the wheel is less than 405 millimetres.

(3) Paragraph (1) above does not apply to an agricultural motor vehicle if—

- (a) the tyre of every steering wheel is smooth-soled and where the tyre touches the surface of the road it is not less than 60 millimetres in width; and
- (b) the tyre of every driving wheel, in the case of vehicles exceeding 3050 kilograms in weight unladen, is not less than 150 millimetres in width and, in the case of vehicles not exceeding 3050 kilograms in weight unladen, is not less than 76 millimetres in width and is—
- (i) smooth-soled,
- (ii) shod with diagonal cross bars of not less than 76 millimetres in width nor more than 20 millimetres in thickness extending the full breadth of the tyre and so arranged that the space between adjacent cross bars is not more than 76 millimetres, or
- (iii) shod with diagonal cross bars of soft or elastic material of not less than 60 millimetres in width, extending the full breadth of the tyre and so arranged that the space between adjacent cross bars is not more than 76 millimetres.”.

22. In Regulation 80 (which deals with marking) after the words “heavy motor car” where they first appear insert the words “not being in any case an agricultural motor vehicle”.

23. In Regulation 87 (Laden weight of vehicle and trailer), for the word “The” at the beginning substitute the words “Except as provided in Regulation 96A(2), the”.

24. In Regulation 92 (Total weights for certain closely spaced axles etc.), for paragraph (1) substitute the following paragraph:—

“(1) This Regulation applies to—

- (a) a motor car or a heavy motor car (in either case whether or not forming part of an articulated vehicle) to which Regulation 89(1)(a)(i) and (ii) or (b)(i) applies;
- (b) a trailer (whether or not forming part of an articulated vehicle) to which Regulation 89(1)(c)(i) and (ii) or (d)(i) and (ii) applies; and
- (c) an agricultural motor vehicle, an agricultural trailer, and an agricultural trailed appliance.”.

25. After Regulation 94 insert the following new Regulation:—

“Weight restriction for agricultural trailed appliances

94A. No person shall use, or cause or permit to be used, on a road an agricultural trailed appliance which is equipped with a plate in accordance with Regulation 42A and which exceeds the maximum gross weight referred to in paragraph (2)(c) of that Regulation.”.

26. After Regulation 96 insert the following Regulation:—

“Weight limits for agricultural motor vehicles and agricultural trailers

96A(1)

- (a) The sum of the weights transmitted to the road surface by all the wheels of an agricultural motor vehicle or a balanced agricultural trailer may amount to but shall not exceed such weight as is specified in Part I of Schedule 7 and is relevant to the class of vehicle in Column 1 of that Part in which it falls, provided that in the case of an agricultural motor vehicle this shall not exceed 24390 kilograms, and in the case of a balanced agricultural trailer this shall not exceed 18290 kilograms.

For the purposes of this paragraph, in the case of an agricultural motor vehicle, the “maximum axle weight” shall mean the maximum permissible axle weight as specified by the manufacturer.

- (b) In the case of an unbalanced agricultural trailer the sum of the weights transmitted to the road surface by all the wheels of the trailer together with the weight imposed by the trailer on the drawing vehicle shall not exceed 18290 kilograms.
- (c) In the case of an agricultural trailed appliance the sum of the weights transmitted to the road surface by all the wheels of the appliance together with the weight imposed by the appliance on the drawing vehicle shall not exceed 14230 kilograms.

(2) The total weight transmitted to the surface of a road by all the wheels of an agricultural motor vehicle and any trailer or trailers which it is drawing shall not exceed—

- (a) in the case of an agricultural motor vehicle drawing an unbalanced agricultural trailer where the distance between the rearmost axle of the trailer and the rearmost axle of the drawing vehicle does not exceed 2.9 metres, 20000 kilograms;
- (b) in any other case, 24390 kilograms.

(3) In this Regulation—

- (a) “balanced agricultural trailer” means an agricultural trailer the whole of the weight of which is borne by its own wheels, and
- (b) “unbalanced agricultural trailer” means an agricultural trailer not more than 35 per cent of the weight of which is borne by the drawing vehicle and the rest of the weight of which is borne by its own wheels.”.

27. In Regulation 101 (Maintenance of brakes), in paragraph (1) after sub-paragraph (f) add the following sub-paragraphs:—

- “(g) in the case of an agricultural motor vehicle to which Regulation 79C(2) applies, be so maintained as to be capable of achieving a braking efficiency equivalent to that specified in that Regulation;
- (h) in the case of an agricultural trailer to which Regulation 75(4A) applies, be so maintained as to be capable of achieving a braking efficiency equivalent to that specified in that Regulation;
- (i) in the case of an agricultural motor vehicle to which Regulation 5AA applies because it conforms to the requirements of the Council Directive mentioned in item 7 of the Table in paragraph (2) of that Regulation, be so maintained as to comply with the performance standards and characteristics which are specified in that Directive in relation to the vehicle.”.

28. In Regulation 107 (Condition of tyres) in paragraph (3)(a) for sub-paragraphs (i), (ii), (iii), (iv) and (v) substitute the following sub-paragraphs:—

- “(i) an agricultural motor vehicle that is not driven at a speed in excess of 20 miles per hour,
- (ii) an agricultural trailer,
- (iii) an agricultural trailed appliance,
- (iv) an agricultural trailed appliance conveyor.”.

29. In Regulation 110 (Maintenance of emission equipment) for sub-paragraph (b) substitute the following sub-paragraph:—

- “(b) an agricultural motor vehicle of a type specified in Regulation 5AA in respect of which a type approval certificate has been issued in relation to Item 8 in the Table to that Regulation, or”.

30. After Regulation 136A insert the following new Regulation:—

“Restriction on width in relation to agricultural vehicles

136B No person shall use, or cause or permit to be used, on a road an agricultural motor vehicle drawing a trailer in such a manner that the longitudinal axes of the motor vehicle and the trailer are parallel but in different vertical planes if the overall width of the two vehicles, measured as if the motor vehicle and the trailer were one vehicle, exceeds 2.5 metres.”.

31. For Regulation 137 (Restriction of number of trailers drawn) substitute the following Regulation:—

“137.— (1) No person shall use, or cause or permit to be used, on a road any vehicle of a type specified in an item in column 2 of the Table below if it is drawing more trailers than the number specified in that item in column 3 of that Table.

TABLE

1 Item No.	2 Type of drawing vehicle	3 Maximum number of trailers
1.	Locomotive	3
2.	Motor tractor	1, if laden.
3.	Motor tractor	2, if both unladen.
4.	Motor car	2 if one is a towing implement and the other is secured to and either rests on or is suspended from the towing implement; 1 in any other case.
5.	Heavy motor car	2 if one is a towing implement and the other is secured to and either rests on or is suspended from the towing implement; 1 in any other case.
6.	Agricultural motor vehicle	2 unladen agricultural trailers; or 1 agricultural trailer, whether laden or unladen, and 1 agricultural trailed appliance; or 2 agricultural trailed appliances.

(2) For the purpose of this Regulation—

- (a) “trailer” does not include a vehicle used solely for carrying water for the purpose of the drawing vehicle;
- (b) an articulated vehicle when being drawn by another motor vehicle because the articulated vehicle has broken down shall, if the articulated vehicle is unladen, be treated in relation to the drawing vehicle as a single trailer;
- (c) a towed roller used for the purposes of agriculture, horticulture or forestry and consisting of several separate rolls shall be treated as one agricultural trailed appliance.”.

32. After Regulation 137 insert the following new Regulation:—

“Restrictions on the use of agricultural motor vehicles, agricultural trailers, and agricultural trailed appliances

137A.— (1) No person shall use, or cause or permit to be used, on a road an agricultural motor vehicle drawing one or more trailers unless the ratio of weight as between the drawing vehicle and the trailer, or the trailers, is not greater than 1 to 4:

Provided that this requirement does not apply in a case where the brakes fitted to each trailer in compliance with Regulation 75 are operated directly by the service braking system fitted to the motor vehicle.

(2) No person shall use, or cause or permit to be used, on a road, any motor vehicle towing one or more agricultural trailers unless—

(a) each trailer is either a balanced agricultural trailer (as defined in Regulation 96A(3)) or an unbalanced agricultural trailer (as there defined); and

(b) each trailer, if its gross weight exceeds 14230 kilograms, is fitted with brakes as mentioned in the proviso to paragraph (1) above.

(3) No person shall use, or cause or permit to be used, on a road, an agricultural trailer manufactured on or after 1st December 1985 which is drawn by a motor vehicle manufactured on or after 1st December 1985 and first used on or after 1st June 1986 unless—

(a) the brakes fitted to the trailer in accordance with Regulation 75(4A) can be applied progressively by the driver of the drawing vehicle, from his normal driving position and while keeping proper control of that vehicle, using a means of operation mounted on the drawing vehicle; or

(b) the brakes fitted to the trailer automatically come into operation on the over-run of the trailer.”.

33. In Regulation 138 (Attendants on trailers and certain other vehicles), in paragraph (1), for sub-paragraph (b) substitute the following sub-paragraph:—

“(b) where an agricultural motor vehicle is towing an agricultural trailer, an agricultural trailed appliance or an agricultural trailed appliance conveyor;”.

34. In Regulation 139 (Restrictions on use of vehicles carrying wide or long loads or having fixed appliances or apparatus)—

(a) at the end of sub-paragraph (i) delete “and”;

(b) for the full stop at the end of sub-paragraph (j) substitute “; and”; and

(c) after sub-paragraph (j) add the following sub-paragraph:—

“(k) an agricultural implement rigidly, but not permanently, mounted on an agricultural motor vehicle, agricultural trailer or agricultural trailed appliance whether or not part of its weight is supported by one or more of its own wheels, shall not be treated as a load, or special appliance, on that vehicle.”.

35. In Regulation 140, add the following paragraph:—

“(12) No person shall use, or cause or permit to be used, on a road an agricultural implement rigidly, but not permanently, mounted on an agricultural motor vehicle, agricultural trailer, or agricultural trailed appliance whether or not part of its weight is supported by one or more of its own wheels if—

- (a) the overall width of the vehicle together with the lateral projection of the implement exceeds 2.5 metres;
- (b) the implement projects more than 1 metre forwards or rearwards of the vehicle, so, however, that this restriction shall not apply in a case where:—
 - (i) part of the weight of the implement is supported by one or more of its own wheels, and
 - (ii) the longitudinal axis of the greater part of the implement is capable of articulating in the horizontal plane in relation to the longitudinal axis of the rear portion of the vehicle.”.

36. In Schedule 9 (which deals with maximum sound levels), in column 1 of item 8 for “land tractor” substitute “agricultural motor vehicle”.

37. In Schedule 9A (which also deals with maximum sound levels), in column 2—

- (a) in item No. 8 omit the words “a land tractor or” and the words “(other than a land locomotive)”;
- (b) in item No. 9 for the words “Land tractor, land locomotive” substitute the words “Agricultural motor vehicle”;
- (c) in item No. 10 for the words “Land tractor, land locomotive” substitute the words “Agricultural motor vehicle”.

38. In the Regulations specified in an item in column 2 of the Schedule to these Regulations for the words specified in column 3 of that item substitute the words specified in column 4 of that item.

Nicholas Ridley,
Secretary of State for Transport.

19th November 1984.

SCHEDULE (see Regulation 38)

1 Item No.	2 Regulation	3 Existing words	4 Substituted words
1.	13(3)(c)	a land locomotive	an agricultural motor vehicle
2.	14A(2)(cc)	a land tractor	an agricultural motor vehicle
3.	17(2)(c)	land tractor	agricultural motor vehicle
4.	20(h)	land implement	agricultural trailed appliance
5.	23(1)(b)	land tractor the tractor (in the three places where they occur)	agricultural motor vehicle the agricultural motor vehicle
6.	23(2)(b)	a land locomotive	an agricultural motor vehicle with an unladen weight exceeding 7370 kilograms
7.	26(6)(a)	land tractors or land locomotives	agricultural motor vehicles
8.	28(2)	land tractors	agricultural motor vehicles
9.	31A(1)(a)	agricultural or forestry tractors	agricultural motor vehicles
10.	31A(1)(b)(iii)(b)	a land locomotive	an agricultural motor vehicle
11.	31A(1)(b)(iii)(c)	a land tractor	an agricultural motor vehicle
12.	31C(1)	a land locomotive or a land tractor	an agricultural motor vehicle
13.	31D(2)(c)	an agricultural or forestry tractor	an agricultural motor vehicle
14.	37(2)	a land locomotive, land tractor	an agricultural motor vehicle
15.	37(3)(a)	a land tractor, land locomotive	an agricultural motor vehicle
16.	42(1)(a)(iii)	a land tractor	an agricultural motor vehicle
17.	42(1)(b)(i)	a land locomotive	an agricultural motor vehicle
18.	42(1)(b)(ii)	a land tractor	an agricultural motor vehicle
19.	46B(2)(f)	a land tractor	an agricultural motor vehicle
20.	46B(2)(r)	a land implement	an agricultural trailed appliance
21.	46D(2)(e)	a land tractor	an agricultural motor vehicle
22.	46D(2)(p)	a land implement	an agricultural trailed appliance
23.	46E(5)(j)	a land locomotive a land implement conveyor and a land tractor	an agricultural motor vehicle and an agricultural trailed appliance conveyor
24.	78(3)(e)	land implement or an agricultural trailer drawn by a land tractor	agricultural trailed appliance or an agricultural trailer drawn by an agricultural motor vehicle
25.	79, (b) of the proviso	land implements	agricultural trailed appliances
26.	79, (c) of the proviso	land implement conveyors	agricultural trailed appliance conveyors
27.	81(4)(e)	any land implement (other than a living van) or any land implement conveyor or any agricultural trailer	any agricultural trailed appliance or agricultural trailer
28.	86(5)(a)	either a land locomotive or a land tractor	an agricultural motor vehicle

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Motor Vehicles (Construction and Use) Regulations 1978 as follows:—

(1) The definitions of “agricultural or forestry tractor”, “agricultural trailer”, “land implement”, “land implement conveyor”, “land locomotive” and “land tractor” are deleted (see Regulation 3(a)). Definitions of “agricultural motor vehicle”, “agricultural trailer”, “agricultural trailed appliance”, and “agricultural trailed appliance conveyor” are inserted (see Regulation 3(b)). Throughout the Regulations provisions about vehicles within the deleted definitions are replaced with provisions about vehicles within the inserted definitions.

(2) By virtue of Regulation 5 a new Regulation numbered 5AA is inserted to exempt an agricultural motor vehicle to which it applies from the requirements of the Regulations specified in items in column 3 of the Table in that Regulation if a type approval certificate or a Minister’s approval certificate has been issued by reason of the vehicle’s conforming to the requirements of a Community Directive specified in column 2 in those items. Regulations 4 and 6 contain other exemptions.

(3) Regulation 7 amends provisions about overall length, and provides that the overall length of an agricultural trailed appliance (which includes a drawbar or other thing with which it is equipped for the purpose of being towed) manufactured on or after 1st December 1985 shall not exceed 15 metres.

(4) Regulation 8 amends provisions about variation of wheel load, and provides that for the purposes of the relevant Regulation any number of wheels in line transversely on one side of the longitudinal axis of an agricultural motor vehicle shall be regarded as one wheel.

(5) Regulation 10 amends Regulation 14A to provide exemption from braking requirements for an agricultural trailer or agricultural trailed appliance which is not being drawn at a speed exceeding 20 miles per hour.

(6) By virtue of Regulation 13 a new Regulation numbered 42A is inserted which requires every agricultural trailed appliance manufactured on or after 1st December 1985 to be equipped with a plate marked with the particulars mentioned in paragraph (2) of the new Regulation.

(7) Regulation 18(a) imposes a limit of 2.5 metres on the overall width of an agricultural trailed appliance.

(8) Regulation 19(c) provides that the brakes of every agricultural trailer manufactured on or after 1st December 1985 shall be capable of achieving a braking efficiency of not less than 25 per cent.

(9) By virtue of Regulation 21 four new Regulations about agricultural motor vehicles are inserted. They contain provisions about overall width (Regulation 79A), overhang (Regulation 79B), brakes (Regulation 79C), and tyres (Regulation 79D).

(10) By virtue of Regulation 25 a new Regulation numbered 94A is inserted. It imposes a restriction on the weight at which an agricultural trailed appliance may be used.

(11) By virtue of Regulation 26 a new Regulation numbered 96A is inserted. It provides that the total weight transmitted to the surface of a road by all the wheels of a vehicle shall not exceed the maximum specified in paragraph (1)(a) as to an agricultural motor vehicle or a balanced agricultural trailer, paragraph (1)(b) as to an unbalanced agricultural trailer, and paragraph (1)(c) as to an agricultural trailed appliance. Paragraph (2) imposes weight limits for a combination of an agricultural motor vehicle and any trailer or trailers it is drawing. Paragraph (3) defines “balanced agricultural trailer” and “unbalanced agricultural trailer”.

(12) Regulation 27 imposes requirements about the maintenance of brakes of agricultural motor vehicles and agricultural trailers.

(13) By virtue of a Regulation 30 a new Regulation numbered 136B is inserted which prohibits the use on a road of an agricultural motor vehicle drawing a trailer in such a manner that the longitudinal axes of the motor vehicle and the trailer are parallel but in different vertical planes if the overall width of the two vehicles (measured as if they were one) exceeds 2.5 metres.

(14) By virtue of Regulation 31 the existing Regulation 137 is replaced by a new Regulation of the same number so as to clarify, and apply to agricultural motor vehicles, the restrictions on the number of trailers which may be drawn on a road.

(15) By virtue of Regulation 32 a new Regulation numbered 137A is inserted which imposes restrictions on the use of agricultural motor vehicles, agricultural trailers, and agricultural trailed appliances.

(16) Regulation 34 amends the provisions, in the existing Regulation 139, about the use of vehicles carrying wide or long loads or having fixed appliances or apparatus. The amendment provides that an agricultural implement rigidly, but not permanently, mounted on an agricultural motor vehicle, agricultural trailer or agricultural trailed appliance shall not be treated as a load or special appliance on that vehicle whether or not part of its weight is supported by one or more of its own wheels.

(17) Regulation 35 amends the restrictions on the use of vehicles carrying wide or long loads or having fixed appliances or apparatus so as to provide that the overall width of an agricultural motor vehicle, an agricultural trailer, or agricultural trailed appliance and an agricultural implement rigidly, but not permanently, mounted thereon shall not exceed 2.5 metres and that, with an exception, the implement shall not project more than 1 metre forwards or rearwards.

(18) Regulations 4, 9, 11, 12, 14 to 17, 18(b), 19(a), (b) and (d), 20, 22, 23, 28, 29, 33, 36, 37 and 38 and the Schedule contain minor and consequential amendments.

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