
STATUTORY INSTRUMENTS

1985 No. 2051

ROAD TRAFFIC

**The Motor Vehicles (Construction and Use) (Amendment) (No. 5)
Regulations 1985**

Made - - - - - 24th December 1985
Laid before Parliament 10th January 1986
Coming into Operation 1st October 1986

The Secretary of State for Transport, in exercise of the powers conferred by section 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 October 1986, and may be cited as the Motor Vehicles (Construction and Use) (Amendment) (No. 5) Regulations 1985.

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

3. In regulation 5B for the Table substitute the following new Table:

TABLE

(1) Item No.	(2) 1978 Regulations	(3) Items in Schedule 2 to the 1979 Regulations
1	13	13, 13A, 13B, 13C, 13D, 13E
2	14	13, 13A, 13B, 13C, 13D, 13E
3	14A	13, 13A, 13B, 13C, 13D, 13E
4	51	13, 13B, 13D
5	55	13, 13B, 13D
6	59	13, 13A, 13B, 13C, 13D, 13E
7	64	13, 13A, 13B, 13C, 13D, 13E
8	67	13, 13B, 13D
9	75	13, 13B, 13D
10	101	13, 13A, 13B, 13C, 13D, 13E

(a) 1972 c.20.

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

(c) S.I. 1978/1017; the relevant amending Instruments are S.I. 1980/880, 1981/1189 and 1982/1480.

[DET 4476]

4. In regulation 14A, in paragraph (3), in sub-paragraph (e)—
- (a) after the words “11th August 1981” insert the words “or the 05 series of amendments which entered into force on 26th November 1984”;
 - and
 - (b) for “1980” substitute “1984” (a).
5. In regulation 67, in paragraph (1), after the words “motor cycle” insert the words “other than a vehicle to which regulation 67A applies”.
6. After regulation 67 insert the following new regulation—
- “67A(1) Except in the case of a works truck, the braking system of every motor cycle with two wheels (with or without a sidecar) shall, if the vehicle is manufactured on or after 1st October 1986 and first used on or after 1st April 1987, be legibly and indelibly marked in a conspicuous and readily accessible position with the marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1979(b) and shown at item 13D in Schedule 2 to those Regulations.
- (2) This regulation does not apply to a vehicle constructed or assembled by a person not ordinarily engaged in the trade or business of manufacturing vehicles of that description.”.
7. In regulation 101A, in paragraph (2), in sub-paragraph (d), for the words “or 13C” substitute the words “ 13C, 13D or 13E”.

Nicholas Ridley,
Secretary of State for Transport.

24th December 1985.

(a) S.I. 1984/1404.

(b) S.I. 1979/1088; the relevant amending Instruments are S.I. 1982/1479 and 1985/113.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

1. These Regulations amend the Motor Vehicles (Construction and Use) Regulations 1978 as a result of the 05 series of amendments to Regulation 13 annexed to the Agreement concerning the adoption of uniform conditions of approval for Motor Vehicle Equipment and Parts and reciprocal recognition thereof concluded at Geneva on 20th March 1958, as amended, to which the United Kingdom is a party.

2. These amendments relate to the exemptions depending on a marking indicating compliance with the said Regulation 13 (Regulations 3 and 4). Also, the requirements relating to brakes on motor cycles are amended so that the braking system of every motor cycle with two wheels (with or without a side car) shall, if the vehicle is manufactured on or after 1st October 1986 and first used on or after 1st April 1987, be marked with the designated approval mark indicating compliance with the said Regulation 13 as amended by the 05 series of amendments (Regulations 5 and 6). The relevant maintenance requirements are amended to take these changes into account (Regulation 7).

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