STATUTORY INSTRUMENTS

1996 No. 167

The Public Service Vehicles (Carrying Capacity) (Amendment) Regulations 1996

2.—(1) Regulation 5 of the Public Service Vehicles (Carrying Capacity) Regulations 1984(**1**) shall be amended as follows.

(2) For paragraphs (2) and (3) there shall be substituted the following paragraphs—

"(2) For the purposes of paragraph (1)—

(a) a child under 5 years of age who is not occupying a seat does not count as a passenger; and

(b) subject to sub-paragraph (a) above, three seated children each of whom is under 14 years of age and none of whom are occupying a seat provided with a seat belt shall count as two passengers.

(3) In this Regulation "seat belt" has the meaning given in regulation 47 of the Road Vehicles (Construction and Use) Regulations 1986(**2**)

(4) For the purposes of this Regulation, in relation to a continuous seat which is designed for the accommodation of more than one adult, each part of the seat which is designed to accommodate one adult shall be regarded as a separate seat.

(5) For the purposes of this Regulation, a child shall be deemed to be under 14 years of age until the last day of August following his fourteenth birthday.".

(**1**) S.I.1984/1406.
(**2**) S.I. 1986/1078; relevant amending instrument is S.I. 1987/1133.