

## SCHEDULE 2

### AMENDMENTS OF ACTS AND ORDERS

#### *Amendment of the 1988 Act*

2.—(1) In the side note to section 64A (failure to hold EC certificate of conformity for unregistered light passenger vehicle), after “light passenger vehicle” insert “or motor cycle”.

(2) In subsection (1) of that section, after “light passenger vehicle” insert “or a vehicle to which the motorcycle type approval Directive applies”.

(3) In subsection (2) of that section for “the use of a vehicle” substitute “the use of a light passenger vehicle”.

(4) After subsection (2) of that section insert—

“(2A) A person shall not be convicted of an offence under this section in respect of the use of a vehicle to which the motorcycle type approval Directive applies if he proves that the vehicle was one in respect of which the grant of a licence or nil licence under the Vehicle Excise and Registration Act 1994 was not prohibited by regulation 16 of the Motor Cycles Etc. (EC Type Approval) Regulations 1999.”

(5) At the end of that section add—

“(6) In the application of this section to a vehicle to which the motorcycle type approval Directive applies, any reference to a member State includes a reference to an EEA State.”