

SCHEDULE 10

Article 32(2) and 33(b)

LOCAL EXCAVATION VEHICLES

PART 1

MEANING OF LOCAL EXCAVATION VEHICLE

1.—(1) In this Schedule “local excavation vehicle” means any moveable plant or equipment which is a heavy motor car, trailer or articulated vehicle and which satisfies the four conditions specified in sub-paragraphs (2) to (5).

(2) The first condition is that the vehicle is intended for use on a work site on private premises.

(3) The second condition is that the vehicle is specially designed and constructed for the primary purpose of moving excavated material.

(4) The third condition is that the vehicle is fitted with a tipping body, moving platform or other similar device for discharging its load.

(5) The fourth condition is that the vehicle does not fall within the definition of engineering plant set out in paragraph 2 of Schedule 3.

PART 2

CONSTRUCTION

Wheels

2. Every wheel of a local excavation vehicle must be fitted with a pneumatic tyre.

PART 3

CONDITIONS RELATING TO USE

General restrictions

3.—(1) A local excavation vehicle may only be used on roads—

(a) to proceed between different parts of the same private premises; or

(b) to proceed between the private premises and a port.

(2) But nothing in this Order is to be taken to authorise use on roads of the local excavation vehicle beyond a radius of three miles drawn around the outermost perimeter of the port or of any work site on the private premises on which the vehicle is used.

Restrictions on carriage of loads etc

4.—(1) A local excavation vehicle must not carry any load or transport goods or burden.

(2) But a local excavation vehicle may carry its own necessary gear and equipment.

Status: This is the original version (as it was originally made).

Restrictions on towing of trailers

- 5.—(1) A local excavation vehicle that is a heavy motor car must not tow any trailer.
- (2) But sub-paragraph (1) does not apply to a heavy motor car forming part of an articulated vehicle.
- 6.—(1) This paragraph applies to a motor vehicle towing a trailer where—
- (a) the motor vehicle or trailer is a local excavation vehicle; or
 - (b) the motor vehicle and trailer together comprise an articulated vehicle that is a local excavation vehicle.
- (2) A motor vehicle to which this paragraph applies must not tow any other trailer.

Maximum width

7. The overall width of a local excavation vehicle must not exceed 6.1 metres.

Maximum length

8. The overall length of a local excavation vehicle must not exceed—
- (a) in the case of a heavy motor car, the maximum permitted by regulation 7 of the Construction and Use Regulations;
 - (b) in the case of a local excavation vehicle that is a trailer, 8.54 metres;
 - (c) in the case of a local excavation vehicle that is an articulated vehicle, 13.4 metres.

Restrictions relating to weight: gross weight

- 9.—(1) The gross weight of a local excavation vehicle—
- (a) must not exceed 50,800 kilograms for a vehicle that is—
 - (i) a heavy motor car not forming part of an articulated vehicle; or
 - (ii) an articulated vehicle; and
 - (b) in the case of a vehicle that is trailer, must not exceed the maximum authorised weight (within the meaning of Schedule 1 to the Authorised Weight Regulations) for a trailer of the same description.
- (2) Where the trailer is one to which the Authorised Weight Regulations do not apply, the reference to Schedule 1 of those Regulations is to be taken as a reference to the equivalent provisions of regulations 75 to 79 of the Construction and Use Regulations.

Restrictions relating to weight: axle weight

- 10.—(1) The axle weight for a local excavation vehicle—
- (a) must not exceed 22,860 kilograms for a vehicle that is—
 - (i) a heavy motor car not forming part of an articulated vehicle; or
 - (ii) an articulated vehicle; and
 - (b) in the case of a vehicle that is trailer, must not exceed the maximum authorised axle weight (within the meaning of Schedule 3 to the Authorised Weight Regulations) for a trailer of the same description.

(2) Where the trailer is one to which the Authorised Weight Regulations do not apply, the reference to Schedule 3 of those Regulations is to be taken as a reference to the equivalent provisions of regulations 75 to 79 of the Construction and Use Regulations.

Speed restrictions

11.—(1) A local excavation vehicle must not travel at speeds exceeding—

- (a) 40 miles per hour on a motorway;
- (b) 12 miles per hour on any other road.

(2) But nothing in this Order is to be taken to authorise travel at any speed in excess of any other speed restriction imposed by or under any other enactment.

PART 4

**APPLICATION OF REGULATIONS MADE UNDER
SECTION 41 OF THE ROAD TRAFFIC ACT 1988**

12.—(1) A local excavation vehicle must comply with—

- (a) the Construction and Use Regulations, apart from (according to the description of the vehicle in question) such provisions of those Regulations as are specified in paragraph 13;
- (b) the Authorised Weight Regulations, if it is not excluded from complying with those Regulations by sub-paragraph (2) of this paragraph; and
- (c) the Lighting Regulations.

(2) A local excavation vehicle is excluded from complying with the Authorised Weight Regulations if it is—

- (a) a heavy motor car not forming part of an articulated vehicle; or
- (b) an articulated vehicle.

13.—(1) In the case of a local excavation vehicle that is a heavy motor car not forming part of an articulated vehicle, the provisions of the Construction and Use Regulations specified in Table 13 do not apply.

Table 13

<i>Non-applicable regulations</i>	<i>Subject</i>
8	Width
16(4), Item 8 of Table	Braking system of certain vehicles
18(1A) to (9)	Maintenance and efficiency of brakes
22	Springs and resilient material
63	Wings
66	Plates for goods vehicles
75 to 80	Maximum permitted weights

Status: This is the original version (as it was originally made).

Table 14

*Trailer not forming part of an articulated vehicle:
Construction and Use Regulations that do not apply*

<i>Non-applicable regulations</i>	<i>Subject</i>
8	Width
18(1A) to (9)	Maintenance and efficiency of brakes
22	Springs and resilient material
63	Wings
66	Plates for goods vehicles

Table 15

Articulated vehicle: Construction and Use Regulations that do not apply

<i>Non-applicable regulations</i>	<i>Subject</i>
7	Length
8	Width
16(4), Item 8 of Table	Braking system of certain vehicles
18(1A) to (9)	Maintenance and efficiency of brakes
22	Springs and resilient material
63	Wings
66	Plates for goods vehicles
75 to 80	Maximum permitted weights