
STATUTORY INSTRUMENTS

1982 No. 1483

ROAD TRAFFIC

PUBLIC PASSENGER VEHICLES

The Community Bus (Amendment) Regulations 1982

<i>Made - - - -</i>	18th October 1982
<i>Laid before Parliament</i>	29th October 1982
<i>Coming into Operation</i>	22nd November 1982

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 section 60(1) of the Public Passenger Vehicles Act 1981 (c), and of all other enabling powers, and after consultation with representative organisations in accordance with the provisions of section 199(2) of the said Act of 1972 and section 61(2) of the said Act of 1981, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 22nd November 1982 and may be cited as the Community Bus (Amendment) Regulations 1982.

2. The Community Bus Regulations 1978(d) are further amended in accordance with the following provisions of these Regulations.

3. In Regulation 4, in the Table, after item 1B, add the following item:—

“1C	Council Directive 71/320/EEC of 26th July 1971 (relating to the braking devices of certain categories of motor vehicles and their trailers) as amended by Commission Directives 74/132/EEC of 11th February 1974, 75/524/EEC of 25th July 1975 and 79/489/EEC of 18th April 1979 (e).	1st January 1980.	7 and 11 (in so far as that Regulation relates to brake connections).
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4. After Regulation 4 (Exemptions) insert the following new Regulation:—

“4A. The provisions of Regulation 7, and the provisions of Regulation 11 (in so far as they relate to brake connections), of these Regulations shall not apply in respect of a community bus which is legibly and indelibly marked in a conspicuous and readily accessible position with a marking designated as an approval mark by Regulation 4 of the Motor Vehicles (Designation of Approval Marks) Regulations 1979(f) and shown at item 13 or 13A in Schedule 2 to those Regulations.”.

5. In Regulation 17 (Seats), in paragraph (2), for “405” substitute “400”.

6. In Regulation 35 (conditions to be fulfilled by driver), in paragraph (1) in sub-paragraph (a), for the words “section 5(2)(a) of the Transport Act 1978” substitute the words “section 45(2)(a) of the Public Passenger Vehicles Act 1981”.

(a) 1972 c.20.

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

(c) 1981 c.14.

(d) S.I. 1978/1313, as amended by S.I. 1980/144 and 1358.

(e) O.J. L128, 26.5. 1979, p. 12.

(f) S.I. 1979/1088, as amended by S.I. 1980/582.

7. In Schedule 1 (fire extinguishing apparatus), for Part II substitute the following Part:—

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PART II

A fire extinguisher which complies in all respects with a specification for portable fire extinguishers issued by the British Standards Institution being either B.S.5423: 1977 published on 31st December 1976 or B.S.5423: 1980 which took effect on 31st December 1980 and which, in either case, either—

- (a) contains water with a minimum test fire rating of 8A, or
- (b) contains foam with a minimum test fire rating of 8A and 21B, or
- (c) contains and is marked to indicate that it contains halon 1211 or halon 1301 with, in either case, a minimum test fire rating of 21B.”.

18th October 1982.

David Howell,
Secretary of State for Transport.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Community Bus Regulations 1978 as follows:—

- (1) The exemptions relating to a community bus in respect of which a type approval certificate or a certificate of conformity has been issued as regards its brakes or brake connections are extended so as to take account of Commission Directive 79/489/EEC of 18th April 1979 (Regulation 3) and to contain exemptions relating to brakes resulting from a community bus being marked with a designated approval mark (contained in the Motor Vehicles (Designation of Approval Marks) Regulations 1979 as amended) signifying compliance with Regulation 13 annexed to the Agreement concerning the adoption of uniform conditions of approval for Motor Vehicles Equipment and Parts and reciprocal recognition thereof concluded at Geneva on 20th March 1958 (Cmnd. 2535), as amended (Cmnd. 3562), to which the United Kingdom is a party by virtue of an instrument of accession dated 14th January 1963 deposited with the Secretary-General of the United Nations on 15th January 1963 (Regulation 4);
- (2) A minor up-dating amendment is made (Regulation 6);
- (3) A minor (and relaxing) amendment is made to the requirements as to the seats of a community bus so as to secure conformity with analogous provisions for other vehicles (Regulation 5); and
- (4) The requirements as to fire extinguishing apparatus are amended to take account of a new British Standard B.S.5423: 1980 (Regulation 7).

Copies of the ECE Regulation, Commission Directive and British Standard mentioned above may be obtained from Her Majesty's Stationery Office.

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