

2009 No. 3221

ROAD TRAFFIC

**The Road Vehicles (Construction and Use)(Amendment)(No.4)
Regulations 2009**

| | | |
|-------------------------------|---------|---------------------------|
| <i>Made</i> | - - - - | <i>7th December 2009</i> |
| <i>Laid before Parliament</i> | | <i>10th December 2009</i> |
| <i>Coming into force</i> | - - | <i>4th January 2010</i> |

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 41(1), (2) and (5) of the Road Traffic Act 1988(a).

Representative organisations have been consulted in accordance with section 195(2) of that Act.

Citation and commencement

1. These Regulations may be cited as the Road Vehicles (Construction and Use) (Amendment) (No.4) Regulations 2009 and come into force on 4th January 2010.

Amendment of Regulations

2. In regulation 37(5) of the Road Vehicles (Construction and Use) Regulations 1986(b)—

- (a) omit “or” after sub-paragraph (j); and
- (b) at the end of sub-paragraph (k) add—
 - “; or
 - (l) used for mountain rescue purposes”.

Signed by authority of the Secretary of State

7th December 2009

Paul Clark
Parliamentary Under Secretary of State
Department for Transport

(a) 1988 c.52; section 41 was amended by the Road Traffic Act 1991 (c.40), Schedule 4, paragraph 50 and Schedule 8.
(b) S.I. 1986/1078; relevant amending instruments are S.I. 1994/2567, 2000/1971, 2004/3168, 2005/2560 and 2929, 2006/594 and S.S.I 2005/344 and 2006/129.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend regulation 37(5) of the Road Vehicles (Construction and Use) Regulations 1986. Regulation 37 sets out exemptions from the prohibition on motor vehicles being fitted with a bell, gong or siren or two-tone horns. These Regulations introduce an exemption for motor vehicles used for mountain rescue purposes.

An impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from the Transport Technology and Standards Division of the Department for Transport, Zone 2/07, Great Minster House, Marsham Street, London, SW1P 4DR (telephone: 020 7944 2105). A copy may be obtained from the Department for Transport website (www.dft.gov.uk).

A copy of the impact assessment has been placed in the library of each House of Parliament. The impact assessment is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website (www.opsi.gov.uk).

The impact assessment and the Explanatory Memorandum also cover the Road Vehicles Lighting and Goods Vehicles (Plating and Testing) (Amendment) Regulations 2009 (S.I. 2009/3220).

These Regulations were notified in draft to the European Commission in accordance with Directive 98/34/EC (OJ No L204 21.7.1998, p.37) as amended by Directive 98/48/EC (OJ No L217 5.8.1998, p.18).

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