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STATUTORY INSTRUMENTS

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**2019 No. 453**

**The Drivers' Hours and Tachographs  
(Amendment etc.) (EU Exit) Regulations 2019**

**PART 3**

Amendments pursuant to the European Union (Withdrawal) Act 2018

CHAPTER 1

Amendments of primary legislation

**Transport Act 1968**

- 35.**—(1) Section 97 (as amended by regulation 4 of these Regulations) is amended as follows.
- (2) In subsection (1)(a)—
- (a) in sub-paragraph (i), after “EU Tachographs Regulation” insert “or the equivalent EU Regulation”;
  - (b) in sub-paragraph (ii), for “that Regulation (including the relevant Annexes to it)” substitute “the EU Tachographs Regulation (including the relevant technical specifications)”.
- (3) In subsection (1)(b), at the end insert “or the equivalent EU Regulation”.
- (4) In subsection (4B), for “a type-approval mark issued under Article 14 of the EU Tachographs Regulation” substitute “the relevant UK type-approval mark or the relevant EU type-approval mark (see Article 11A of the EU Tachographs Regulation)”.
- (5) In subsection (7)—
- (a) before the definition of “the EU Tachographs Regulation” insert—  
““the equivalent EU Regulation” means [Regulation \(EU\) No 165/2014](#) of the European Parliament and of the Council on tachographs in road transport<sup>(1)</sup> as it has effect in EU law, as amended from time to time;”
  - (b) in the definition of “the EU Tachographs Regulation”, omit the words from “as read with” to the end;
  - (c) after the definition of “recording equipment” insert—  
““the relevant EU type-approval mark”, in relation to recording equipment, means a type-approval mark issued by an EU member State in relation to that type of recording equipment under Article 14 of the equivalent EU Regulation;”;
  - (d) in the definition of “the relevant Annexes”—
    - (i) for ““the relevant Annexes” to the EU Tachographs Regulation” substitute ““the relevant technical specifications””;

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(1) OJNo. L 60, 28.2.2014, p. 1.

- (ii) in paragraph (a)(i) and (ii), for “that Regulation” substitute “the EU Tachographs Regulation”;
- (iii) for paragraph (b) substitute—
  - “(b) in the case of a vehicle put into service for the first time on or after that date means—
    - (i) Annex IB and Annex II to the EU Tachographs Regulation, except where regulations under Article 11 of that Regulation provide for other detailed provisions to apply instead of those Annexes;
    - (ii) where regulations under Article 11 of the EU Tachographs Regulation provide as mentioned in sub-paragraph (i), the detailed provisions that apply as a result of those regulations;”;
- (e) at the end insert—

““the relevant UK type-approval mark”, in relation to recording equipment, means the mark which is “the relevant type-approval mark” in relation to the marking of that equipment, for the purposes of the Motor Vehicles (Type Approval) Regulations 1980.”.