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STATUTORY INSTRUMENTS

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**2019 No. 648**

**The Road Vehicles and Non-Road Mobile Machinery (Type-Approval) (Amendment) (EU Exit) Regulations 2019**

**PART 6**

Amendment of retained direct EU legislation

**[<sup>F1</sup>Amendment of Commission Regulation (EU) No 1230/2012**

**A8.**—(1) Commission Regulation (EU) No 1230/2012 of 12 December 2012 implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council with regard to type-approval requirements for masses and dimensions of motor vehicles and their trailers is amended as follows.

(2) In Annex 1 (technical requirements)—

(a) in Part A—

(i) omit point 1.1.3;

(ii) in points 1.2 and 1.3, for “length, width and height”, in each place those words occur, substitute “length and width”;

(b) in Part B, in point 1.1.3, for “4,00 metres” substitute “4.57 metres”;

(c) in Part C—

(i) omit point 1.1.3;

(ii) in points 1.2 and 1.3, for “length, width and height”, in each place those words occur, substitute “length and width”;

(d) in Part D—

(i) omit point 1.1.3;

(ii) in points 1.2 and 1.4, for “length, width and height”, in each place those words occur, substitute “length and width”;

(iii) in point 1.3, omit “, height”]

**F1** Reg. A8 inserted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), [2\(7\)](#)

**Commencement Information**

**II** Reg. A8 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(b\)\(ii\)](#)

### Amendment of Regulation (EU) No 167/2013

8.—(1) Regulation (EU) No 167/2013 of the European Parliament and of the Council of 5th February 2013 on the approval and market surveillance of agricultural and forestry vehicles is amended as follows.

(2) In Article 3 (definitions), after the final paragraph, insert—

“References in this Regulation to Member States are to be read (insofar as is possible) as including [<sup>F2</sup>Great Britain].”.

[<sup>F3</sup>(3) In Article 40—

- (a) in paragraph 1, for the words from “if they comply” to the end substitute “if paragraph 1A applies to the components or separate technical units”;
- (b) after paragraph 1, insert—

“1A. This paragraph applies to components or separate technical units if they—

- (a) comply with the requirements of the relevant acts listed in Annex 1 and are properly marked in accordance with Article 34;
- (b) comply with the requirements of the relevant acts listed in Annex 1 to Regulation (EU) No 167/2013 as it has effect in EU law and are properly marked in accordance with Article 34 of that Regulation; or
- (c) comply with the requirements of the relevant acts listed in Annex 1 to Regulation (EU) No 167/2013 as it has effect by virtue of the Protocol on Ireland/Northern Ireland in the EU withdrawal agreement and are properly marked in accordance with Article 34 of that Regulation.”.]

**F2** Words in reg. 8(2) substituted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(8)(a)**

**F3** Reg. 8(3) inserted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(8)(b)**

#### Commencement Information

**I2** Reg. 8 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(b\)\(ii\)](#)

### Amendment of Regulation (EU) No 168/2013

9.—(1) Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15th January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles is amended as follows.

(2) In Article 3 (definitions), after the final paragraph, insert—

“References in this Regulation to Member States are to be read (insofar as is possible) as including [<sup>F4</sup>Great Britain].”.

[<sup>F5</sup>(3) In Article 45—

- (a) in paragraph 1, for the words from “if they comply” to the end substitute “if paragraph 1A applies to the components or separate technical units”;
- (b) after paragraph 1, insert—

- “**1A.** This paragraph applies to components or separate technical units if they—
- (a) comply with the requirements of the relevant acts listed in Annex 2 and are properly marked in accordance with Article 39;
  - (b) comply with the requirements of the relevant acts listed in Annex 2 to Regulation (EU) No 168/2013 as it has effect in EU law and are properly marked in accordance with Article 39 of that Regulation; or
  - (c) comply with the requirements of the relevant acts listed in Annex 2 to Regulation (EU) No 168/2013 as it has effect by virtue of the Protocol on Ireland/Northern Ireland in the EU withdrawal agreement and are properly marked in accordance with Article 39 of that Regulation.”.]

- F4** Words in reg. 9(2) substituted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(9)(a)**
- F5** Reg. 9(3) inserted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(9)(b)**

**Commencement Information**

- I3** Reg. 9 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(b\)\(ii\)](#)

**Amendment of Regulation (EU) 2016/1628**

**10.**—(1) Regulation (EU) 2016/1628 of the European Parliament and of the Council of 14th September 2016 on requirements relating to gaseous and particulate pollutant emission limits and type-approval for internal combustion engines for non-road mobile machinery is amended as follows.

(2) In Article 3 (definitions), after point (75), insert—

“References in this Regulation to Member States are to be read (insofar as is possible) as including the United Kingdom.”.

**Commencement Information**

- I4** Reg. 10 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(b\)\(ii\)](#)

**[<sup>F6</sup>Amendment of Regulation (EU) 2018/858**

**10ZA.**—(1) Regulation (EU) 2018/858 of the European Parliament and of the Council of 30 May 2018 on the approval and market surveillance of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles is amended as follows.

(2) In Article 3 (definitions), after point (58), insert—

“References in this Regulation to Member States are to be read (insofar as is possible) as including [<sup>F7</sup>Great Britain].”.

[  
<sup>F8</sup>(2A) In Article 50—

- (a) in paragraph 1, for the words from “if they comply” to the end substitute “if paragraph 1A applies to the components or separate technical units”;
- (b) after paragraph 1, insert—
- “1A.** This paragraph applies to components or separate technical units if they—
- (a) comply with the requirements of the relevant regulatory acts listed in Annex 2 and are properly marked in accordance with Article 38;
- (b) comply with the requirements of the relevant regulatory acts listed in Annex 2 to Regulation (EU) No 2018/858 as it has effect in EU law and are properly marked in accordance with Article 38 of that Regulation; or
- (c) comply with requirements of the relevant regulatory acts listed in Annex 2 to Regulation (EU) No 2018/858 as it has effect by virtue of the Protocol on Ireland/Northern Ireland in the EU withdrawal agreement and are properly marked in accordance with Article 38 of that Regulation.”.]
- (3) During the period beginning with IP completion day and ending with the 31st December next following the end of the relevant period, the table in paragraph 2 of Annex V is to be read as though—
- (a) the figures shown in the “Units” column of that table corresponding to “Category” M<sub>1</sub> and N<sub>1</sub> were “1000”; and
- (b) each of the remaining figures shown in the “Units” column of that table were multiplied by a factor of two.
- (4) In paragraph (3), the “relevant period” means the period of six months beginning with the day on which IP completion day falls.]

- F6** Reg. 10ZA inserted (1.9.2020) by [The Road Vehicles \(Approval\) Regulations 2020 \(S.I. 2020/818\)](#), reg. 1(b), **Sch. 6 para. 39(6)** (with Sch. 4 paras. 16, 17)
- F7** Words in reg. 10ZA(2) substituted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(10)(a)**
- F8** Reg. 10ZA(2A) inserted (31.12.2020 immediately before IP completion day) by [The Road Vehicles and Non-Road Mobile Machinery \(Type-Approval\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1393\)](#), regs. 1(2), **2(10)(b)**

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**Commencement Information**

- I5** Reg. 10ZA in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(b)(ii)

**Changes to legislation:**

There are currently no known outstanding effects for the The Road Vehicles and Non-Road Mobile Machinery (Type-Approval) (Amendment) (EU Exit) Regulations 2019, PART 6.