
STATUTORY INSTRUMENTS

2020 No. 818

The Road Vehicles (Approval) Regulations 2020

PART 4

Conditions for licensing or entry into service of vehicles

CHAPTER 1

Conditions relating to motor vehicles

Grant of first licence or registration of motor vehicle

21.—(1) Where a person makes an application under section 21 of the 1994 Act for—

- (a) the issue of a first vehicle licence for a motor vehicle which is a relevant vehicle, or
- (b) the issue of a first nil licence for a motor vehicle which is a relevant vehicle,

the licence must not be granted unless one of the conditions in paragraph (3) is satisfied or paragraph (6) applies.

(2) Where a person makes an application under section 21 of the 1994 Act for the registration, before the issue of a first licence, of a motor vehicle which is a relevant vehicle the vehicle must not be registered unless one of the conditions in paragraph (3) is satisfied, or paragraph (6) applies.

(3) The “conditions” are that—

- (a) an appropriate EU certificate of conformity has effect with respect to the vehicle;
- (b) an appropriate national small series certificate of conformity has effect with respect to the vehicle;
- (c) an appropriate individual approval certificate has effect with respect to the vehicle.

(4) Subject to paragraph (5), for the purposes of this Part a certificate of conformity of any kind has effect if—

- (a) it is issued in respect of—
 - (i) a type approval which, at the appropriate date, is valid for the vehicle in question, or
 - (ii) an end-of-series vehicle, and
- (b) it is not issued in contravention of—
 - (i) an implementing act adopted under Article 36(4) of the Type Approval Regulation, or
 - (ii) regulation 16(7) (limitation on putting into service of vehicles covered by small series type approvals).

(5) An EU certificate of conformity also has effect for the purposes of this Part if—

- (a) the vehicle to which it relates was first put into service in a member State other than the United Kingdom,

- (b) it was issued in respect of an EU type-approval which was valid on the date on which the vehicle was first put into service, and
 - (c) it shows that the vehicle was constructed for use in left-hand traffic and that it uses imperial and metric units of measurement for the speedometer.
- (6) This paragraph applies where a vehicle—
- (a) is of a class falling in category M₂ or M₃, and
 - (b) was completed before 30th July 2011.
- (7) In relation to a vehicle of a type to which a national small series type approval has been granted by the approval authority under regulation 16, the Secretary of State must not—
- (a) issue a first vehicle licence for a motor vehicle,
 - (b) issue a first nil licence for a motor vehicle,
 - (c) register a motor vehicle before the issue of a first licence, or
 - (d) give consent under regulation 23(3) to the supply of a large trailer for use on a road,
- if it appears that doing so would cause the total number of vehicles registered or, as the case may be, put into service on roads in the United Kingdom in any year to exceed the maximum permitted number.
- (8) In calculating whether the maximum permitted number is exceeded in any particular year, no account is to be taken of any vehicle manufactured in an earlier year which was not registered or, as the case may be, put into service on roads in the United Kingdom in that year and provided that the number of vehicles manufactured in that earlier year did not exceed the maximum permitted number.
- (9) In this regulation—
- “appropriate date” means, as the case may be, the date of the application under section 21 of the 1994 Act for the registration of, or the issue of a first licence for, a vehicle;
- “EU certificate of conformity” means any of—
- (a) a certificate of conformity within the meaning of Article 3(5) of the Type Approval Regulation,
 - (b) a certificate of conformity issued in accordance with—
 - (i) regulation 15 of the Road Vehicles (Approval) Regulations 2009⁽¹⁾, or
 - (ii) regulation 5 of the Motor Vehicles (EC Type Approval) Regulations 1998⁽²⁾, or
 - (c) a certificate of conformity issued under the law of a member State other than the United Kingdom in accordance with—
 - (i) [Directive 2007/46/EC](#) of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles⁽³⁾, or
 - (ii) Council [Directive 70/156/EEC](#) of 6th February 1970 on the approximation of the laws of the member states relating to the type approval of motor vehicles and their trailers⁽⁴⁾;

(1) [S.I. 2009/717](#). These Regulations were revoked with effect from 1st September 2020 by Part 2 of Schedule 6 to this instrument.

(2) [S.I. 1998/2051](#). These Regulations were revoked with effect from 29th April 2009 by [S.I. 2009/717](#).

(3) OJ No. L 263, 9.10.2007, p. 1.

(4) OJ No. L 42, 23.2.1970, p. 1.

“maximum permitted number” means the number of units specified in the table in paragraph 2 of Section A of Annex V to the Type Approval Regulation in relation to the vehicle category to which that type belongs;

“old vehicle” means—

- (a) a vehicle of category M₁ or N₁ which is more than 10 years old at the appropriate date, or
- (b) vehicle of category N₂ or N₃ which is more than 25 years old at the appropriate date;

“relevant vehicle” means a vehicle which is not an old vehicle and which is—

- (a) a vehicle of category M or N to which the Type Approval Regulation applies on a compulsory basis, or
- (b) a vehicle of any category except category O to which the Type Approval Regulation applies on an optional basis and where the manufacturer has obtained type approval or individual approval in respect of that vehicle;

“year” means any period commencing with 1st January and ending with 31st December.

Interoperability for car radio receivers

22.—(1) A person commits an offence if a motor vehicle of category M—

- (a) is made available for sale or rent by that person for the first time on or after 21st December 2020, and
- (b) that motor vehicle is fitted with an integrated car radio receiver which is not permitted.

(2) An integrated car radio receiver is not permitted unless it comprises a receiver capable of receiving and reproducing at least radio services provided via digital terrestrial radio broadcasting.

(3) A car radio receiver which is in accordance with harmonised standards is to be taken to comply with the requirement of paragraph (2).

(4) In this regulation—

“car radio receiver” means any apparatus installed in a motor vehicle for the purpose of receiving (whether by means of wireless telegraphy or otherwise) and reproducing any radio service, whether or not the apparatus is installed for any other purpose;

“harmonised standards” means any harmonised standards or parts thereof relating to whether a car radio receiver is capable of receiving and reproducing at least radio services provided via digital terrestrial radio broadcasting, the references of which have been published in the Official Journal of the European Union;

“made available” means any supply for distribution, consumption or use on the market in an EEA State in the course of a commercial activity, whether in return for payment or free of charge;

“radio service” means any of—

- (a) a sound broadcasting service, as defined in section 126 of the Broadcasting Act 1990⁽⁵⁾;
- (b) a digital sound programme service or radio multiplex service, as defined in section 40 of the Broadcasting Act 1996⁽⁶⁾;
- (c) the equivalent of the services in paragraphs (a) or (b) in another EEA State.

(5) 1990 c.42.

(6) 1996 c.55.

CHAPTER 2

Conditions relating to trailers

Consent to supply of large trailers for use on a road

23.—(1) A final supplier who intends to supply for use on a road a large trailer which is a relevant vehicle must first—

- (a) notify the approval authority of that intention,
- (b) furnish the approval authority with pertinent information about the trailer, and
- (c) obtain the consent of the approval authority to the supply of the trailer for such use.

(2) Paragraph (1) does not apply if the trailer has previously been supplied by a final supplier for use on a road.

(3) The approval authority must give consent for the purposes of paragraph (1)(c) if—

- (a) the principal conditions are satisfied, or
- (b) when the alternative conditions apply, those conditions are satisfied.

(4) The “principal conditions” are that—

- (a) an appropriate approval or certificate of conformity has effect with respect to the trailer,
- (b) where the application for consent is in consequence of the importation of the trailer from a place outside the United Kingdom, any value added tax or customs duty charged on or arising from its removal into the United Kingdom has been paid or remitted (or the approval authority is satisfied that it will be paid or remitted), and
- (c) there is otherwise no lawful reason (whether or not arising from a breach of these Regulations) for refusing to give consent.

(5) Schedule 3—

- (a) states when the alternative conditions apply, and
- (b) prescribes those conditions.

(6) Before giving consent for the purposes of paragraph (1)(c), the approval authority may—

- (a) undertake an inspection of the trailer (or arrange for such an inspection to be undertaken), and
- (b) carry out such tests on the trailer as the authority thinks fit (or arrange for such tests to be carried out).

(7) Where the approval authority refuses to give consent under this regulation, the refusal must be accompanied by notice of that fact.

(8) In this regulation—

“appropriate approval or certificate of conformity” means any of the following which is appropriate to the vehicle and issued pursuant to the Road Vehicles (Approval) Regulations 2009 or these Regulations—

- (a) an EU certificate of conformity;
- (b) a national small series certificate of conformity;
- (c) an individual approval certificate;

“relevant vehicle” means trailers of category O to which the Type Approval Regulation applies⁽⁷⁾.

(7) See Article 2 of that Regulation.

Records of large trailers

24. For a period of not less than 10 years from the date of the consent, the approval authority must keep a record of—

- (a) every consent given under regulation 23(3), and
- (b) the pertinent information about the large trailer in respect of which that consent is given.

Records of small trailers

25.—(1) A final supplier who—

- (a) has supplied a small trailer for use on a road, or
- (b) puts such a trailer into service on a road for personal use (as the end-user),

must, as soon as reasonably possible after making that supply or putting the trailer into service, make a record of pertinent information about the trailer.

(2) Paragraph (1) does not apply if—

- (a) the trailer has previously been used on a road, or
- (b) it was manufactured more than 10 years before the date when it is first used on a road.

(3) The final supplier must keep, or ensure that there is kept, in a secure manner every record of pertinent information made under paragraph (1) for a period of not less than 10 years from the date on which that supplier supplies the trailer for use, or puts it into service, on a road.

CHAPTER 3

Interpretation

Interpretation of Part

26.—(1) In this Part—

“large trailer” means a trailer constructed or adapted for the carriage of goods—

- (a) which is—
 - (i) a semi-trailer of any weight, or
 - (ii) a trailer other than a semi-trailer or converter dolly the unladen weight of which exceeds 1020kg, and
- (b) which is not a vehicle of a description listed in—
 - (i) Schedule 2 to the Goods Vehicles (Plating and Testing) Regulations 1988⁽⁸⁾, or
 - (ii) Schedule 2 to the Goods Vehicle (Testing) Regulations (Northern Ireland) 2003⁽⁹⁾;

“pertinent information” means—

- (a) the principal information, or
- (b) when the alternative conditions apply, the alternative information.

“principal information” is—

- (a) the name and address and (if any) the company registration number of the manufacturer;
- (b) the manufacturer’s designation (make and model) of the trailer;
- (c) the month and year when manufacture of the vehicle was completed;

⁽⁸⁾ S.I. 1988/1478. Schedule 2 was amended by S.I. 1991/252, 1995/1456, 2001/307, 2002/487, 2003/1816, 2005/2343, 2011/3058 and 2017/849.

⁽⁹⁾ S.R. 2003 No. 304. Schedule 2 was amended by S.R. 2013 No. 218 and 2018 No. 86.

- (d) the vehicle identification (VIN) number;
- (e) the number of—
 - (i) the type approval, or
 - (ii) the individual approval certificate;
- (f) in the case of a large trailer, the date of any certificate of conformity issued in respect of the vehicle;
- (g) in the case of a small trailer—
 - (i) a copy of any certificate of conformity issued in respect of the vehicle,
 - (ii) the date of supply, and
 - (iii) the name and address of the purchaser;

“small trailer” means a trailer which is not a large trailer.

- (2) For the purposes of this regulation—

“alternative conditions” are the conditions applied by virtue of Schedule 3;

“alternative information” is the information specified in Schedule 3;

“converter dolly” means a trailer which—

- (a) is equipped with two or more wheels,
- (b) is designed to be used in combination with a semi-trailer without any part of the weight of the semi-trailer being borne by the drawing vehicle, and
- (c) is not in itself part of the semi-trailer or the drawing vehicle when being so used;

“semi-trailer” means a trailer which is constructed or adapted to form part of an articulated vehicle.

CHAPTER 4

Making available on the market, registration or entry into service: limits and derogations

End-of-Series vehicles: limits

27. For the purposes of Part B of Annex V of the Type Approval Regulation, the maximum number of complete vehicles and completed vehicles⁽¹⁰⁾ entered into service in the United Kingdom is restricted in accordance with paragraph 2 of that Part.

Components and separate technical units: derogations

28. Except where these Regulations or any other enactment make provision to the contrary (if at all), the derogations permitted by paragraphs 3, 4 and 5 of Article 50 of the Type Approval Regulation apply.

⁽¹⁰⁾ See Article 3(26) and (27) of the Type Approval Regulation for the definitions of completed vehicle and complete vehicle.