STATUTORY INSTRUMENTS

2018 No. 592

ROAD TRAFFIC

The Road Vehicles (Construction and Use) (Amendment) Regulations 2018

Made - - - -	*10th May 2018*
Laid before Parliament	*16th May 2018*
Coming into force - -	*11th June 2018*

The Secretary of State makes these Regulations in exercise of the powers conferred by section 41(1) and (5) of the Road Traffic Act 1988 ("the Act")(**1**).

The Secretary of State has consulted representative organisations in accordance with section 195(2) of the Act and Scottish Ministers in accordance with section 41(2B)(**2**) of the Act.

Citation and commencement

1. These Regulations may be cited as the Road Vehicles (Construction and Use) (Amendment) Regulations 2018 and come into force on 11th June 2018.

Amendment of the Road Vehicles (Construction and Use) Regulations 1986

2.—(1) The Road Vehicles (Construction and Use) Regulations 1986(**3**) are amended as follows.

(2) In regulation 110 (mobile telephones) after paragraph (5) insert—

"(5A) A person does not contravene a provision of this regulation if, at the time of the alleged contravention—

(a) that person is using the mobile telephone or other device only to perform a remote controlled parking function of the motor vehicle; and

(b) that mobile telephone or other device only enables the motor vehicle to move where the following conditions are satisfied—

(i) there is continuous activation of the remote control application of the telephone or device by the driver;

(**1**) 1988 c. 52. Section 41(1) was amended by section 43(6) of the Scotland Act 2016 (c. 11).
(**2**) Section 41(2B) was amended by section 43(7) of the Scotland Act 2016.
(**3**) S.I. 1986/1078; relevant amendments were made by S.I. 2003/2695. There are other amendments but none is relevant to this instrument.