SCOTTISH STATUTORY INSTRUMENTS

2003 No. 282

ROAD TRAFFIC

The Road User Charging (Classes of Motor Vehicles) (Scotland) Regulations 2003

Made - - - -	*5th June 2003*
Laid before the Scottish Parliament - - - -	*6th June 2003*
Coming into force - -	*1st July 2003*

The Scottish Ministers, in exercise of the powers conferred by sections 67(2) and 81(2) of the Transport (Scotland) Act 2001(**1**), and of all other powers enabling them in that behalf hereby make the following Regulations:

Citation and commencement

1.—(1) These Regulations may be cited as the Road User Charging (Classes of Motor Vehicles) (Scotland) Regulations 2003 and shall come into force on 1st July 2003.

(2) In these Regulations any reference to a numbered class shall be construed as a reference to the class bearing that number in the Schedule to these Regulations.

Classes of motor vehicles

2.—(1) Subject to paragraphs (2) and (3), the classes of motor vehicles listed in Parts II to V of the Schedule to these Regulations are hereby described for the purposes of section 67(2) of the Transport (Scotland) Act 2001 (road user charging).

(2) Classes 15 to 18 are not so described in the case of any charging scheme which specifies charges for any motor vehicle in classes 19 to 24.

(3) Classes 25 to 30 are not so described in the case of any charging scheme which specifies charges for any motor vehicle in classes 31 to 36.

(**1**) 2001 asp 2.

St Andrew's House, Edinburgh
5th June 2003

NICOL STEPHEN
A member of the Scottish Executive

SCHEDULE Regulation 2

CLASSES OF MOTOR VEHICLES

PART I

INTERPRETATION

In this Schedule–

"cm^3" means cubic centimetres;

"kg" means kilograms;

"km/h" means kilometres per hour;

"kW" means kilowatts;

"maximum mass" means the technically permissible maximum laden mass as specified by the manufacturer;

"maximum speed" means the speed which the vehicle is incapable, by reason of its construction, of exceeding on the level under its own power when fully laden;

"quadricycle" means a motor vehicle as described in class 7 of this Schedule;

"trailer" means a vehicle drawn by a motor vehicle;

"semi-trailer" means a trailer which is constructed or adapted to form part of an articulated vehicle including (without prejudice to the generality of that) a vehicle which is not itself a motor vehicle but which has some or all of its wheels driven by the drawing vehicle; and

"unladen mass" excludes, in the case of a motor vehicle propelled wholly or partly by electricity, the mass of its batteries.

PART II

TWO OR THREE-WHEEL MOTOR VEHICLES AND QUADRICYCLES

Class 1

A two or three-wheel motor vehicle with or without a side-car which is fitted with an internal combustion engine having a cylinder capacity not exceeding 50 cm3 and a maximum speed of not more than 45 km/h.

Class 2

A motor vehicle as described in Class 1 which is drawing a trailer.

Class 3

A two-wheel motor vehicle (other than a moped) with or without a sidecar which–

(a) is fitted with an internal combustion engine having a cylinder capacity of more than 50 cm^3; or

(b) has a maximum speed of more than 45 km/h.

Class 4

A motor vehicle as described in Class 3 which is drawing a trailer.

Class 5

A three wheel motor vehicle (other than a moped) with three symmetrically arranged wheels which–

(a) is fitted with an internal combustion engine having a cylinder capacity of more than 50 cm^3; or

(b) has a maximum speed of more than 45 km/h.

Class 6

A motor vehicle as described in Class 5 which is drawing a trailer.

Class 7

A four-wheel motor vehicle having–

(a) an unladen mass of less than 350 kg;

(b) a maximum speed of not more than 45 km/h; and

(c) in the case of–

(i) a vehicle with a spark ignition engine, an engine with a cylinder capacity not exceeding, 50 cm^3; or

(ii) vehicles with other types of engine, an engine with a maximum net power not exceeding 4 kW.

Class 8

A motor vehicle as described in Class 7 which is drawing a trailer.

Class 9

A four wheel motor vehicle (other than a light quadricycle) which has–

(a) an unladen mass of, in the case of vehicles intended for carrying goods, not more than 550 kg, and, in other cases, not more than 400 kg; and

(b) an engine with a maximum net engine power not exceeding 15 kW.

Class 10

A motor vehicle as described in Class 9 which is drawing a trailer.

PART III

FOUR WHEEL MOTOR VEHICLES

Class 11

A motor vehicle which–

(a) has at least four wheels;