STATUTORY RULES OF NORTHERN IRELAND

1996 No. 156

ROAD TRAFFIC AND VEHICLES

Motor Vehicles (Type Approval) (Amendment) Regulations (Northern Ireland) 1996

Made - - - -	*4th April 1996*
Coming into operation	*20th May 1996*

The Department of the Environment, in exercise of the powers conferred on it by Articles 31A(1), 31D(1), 31E(1) and 218(1) of the Road Traffic (Northern Ireland) Order 1981(**1**), and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Motor Vehicles (Type Approval) (Amendment) Regulations (Northern Ireland) 1996 and shall come into operation on 20th May 1996.

(2) In these Regulations "the principal Regulations" means the Motor Vehicles (Type Approval) Regulations (Northern Ireland) 1985(**2**).

Amendments to regulation 4 (type approval requirements — application)

2. Regulation 4 of the principal Regulations shall be amended as follows—

(1) For paragraph (1A)(**3**), there shall be substituted the following paragraph—

"(1A) In relation to a particular vehicle—

(a) a type approval requirement applicable to the vehicle at the date of manufacture shall continue to apply to it until it is registered; and

(b) a type approval requirement which is applicable to vehicles as from a date after that vehicle was manufactured shall not apply to the vehicle unless the subject matter of the requirement is the same as that of a requirement applicable to it on the date it was manufactured;

(**1**) S.I. 1981/154 (N.I. 1); *see* Article 2(2) for the definition of "Department"; Articles 31A, 31D and 31E were inserted by S.I. 1985/755 (N.I. 6), Article 3; Articles 31A, 31D and 31E were amended by S.R. 1993 No. 246, regulations 4, 5 and 6 respectively

(**2**) S.R. 1985 No. 294; relevant amending Regulations are S.R. 1987 No. 389, S.R. 1990 No. 84, S.R. 1992 No. 508 and S.R. 1995 No. 38

(**3**) Paragraph (1A) was inserted by S.R. 1992 No. 508, reg. 2(2)(*b*) and amended by S.R. 1995 No. 38, reg. 4(2)

but nothing in this paragraph affects the operation of sub-paragraph (*a*) or (*b*) of paragraph (1) in so far as it relates to requirements with respect to exhaust emissions from any vehicle (other than a vehicle with fewer than 4 wheels or fuelled solely by liquid petroleum gas), or to noise emissions from any vehicle.".

(2) In paragraph (2), for the words "If a vehicle or a vehicle part" there shall be substituted the words "Save as provided in paragraph (2A), if a vehicle or vehicle part".

(3) After paragraph (2) there shall be inserted the following paragraph—

"(2A) The provisions of paragraph (2) do not apply in respect of item 14H in Part I of Schedule 1."

(4) For paragraph (3A)(**4**), there shall be substituted the following paragraph—

"(3A) The provisions of paragraph (3) do not apply in respect of items 4C, 4D, 4E, 4F, 4G, 4K, 14E and 14F in Schedule 1.".

(5) For paragraph (11)(**5**) there shall be substituted the following paragraph—

"(11) Schedule 1B shall have effect for the purpose of specifying, in relation to certain vehicles, dates which are to be read as if they appeared in columns (5) and (6) of items 4C, 4D, 4E, 4F, 4G, 4K, 14E, 14F and 27 and column (6) of items 25 and 26 in Schedule 1.".

Amendments to Part I of Schedule 1 to the principal Regulations

3. Part I of Schedule 1(**6**) to the principal Regulations shall be amended as follows—

(1) In item 4K(**7**), in column (6), there shall be inserted "See regulation 4(11) and Schedule 1B" opposite "1.4.1995" in column (5).

(2) After item 4K there shall be inserted item 4L set out in Schedule 1.

(3) In item 14E(**8**), in column (6), there shall be inserted "See regulation 4(11) and Schedule 1B" opposite "16.11.1987" and opposite "1.4.1995" in column (5).

(4) In item 14F(**9**), in column (6), there shall be inserted "See regulation 4(11) and Schedule 1B" opposite "1.4.1995" in column (5).

(5) After item 14G(**f**) there shall be inserted item 14H set out in Schedule 2.

Amendments to Schedule 1B to the principal Regulations

4. Schedule 1B(**10**) to the principal Regulations shall be amended as follows—

(1) In Part I for paragraph 2(**11**) there shall be substituted the following paragraph—

"**2.** In relation to the vehicles described in column (2) of the Table in Part II the date determined in accordance with paragraphs 3 and 4 shall be the date specified for the purposes of column (5) in items 4C, 4D, 4E, 4F, 4G, 4K, 14E, 14F, 25, 26 and 27 in Schedule 1.".

(2) In Part II(**12**), after the entry relating to item 4G(**13**), there shall be inserted the following entries—

(**4**) Paragraph (3A) was inserted by S.R. 1992 No. 508, reg. 2(2)(*d*) and amended by S.R. 1995 No. 38, reg. 4(3)
(**5**) Paragraph (11) was inserted by S.R. 1990 No. 84, reg. 2(1) and amended by S.R. 1992 No. 508, reg. 2(2)(*f*) and S.R. 1995 No. 38, reg. 4(5)
(**6**) Part I was inserted by S.R. 1995 No. 38, reg. 6(1)
(**7**) Item 4K was inserted by S.R. 1995 No. 38, reg. 6(2) and Schedule 1
(**8**) Item 14E was inserted by S.R. 1987 No. 389, reg. 2(4)(*l*)(ii) and Schedule and substituted by S.R. 1995 No. 38, reg. 6(2) and Schedule 1
(**9**) Items 14F and 14G were inserted by S.R. 1995 No. 38, reg. 6(2) and Schedule 1
(**10**) Schedule 1B was inserted by S.R. 1990 No. 84, reg. 2(4) and amended by S.R. 1992 No. 508, reg. 2(4) to (6) and Schedules 2 and 3 and by S.R. 1995 No. 38, reg. 8 and Schedule 3
(**11**) Paragraph 2 was amended by S.R. 1992 No. 508, reg. 2(4)(*b*) and S.R. 1995 No. 38, reg. 8(1)(*b*)
(**12**) Part II was substituted by S.R. 1992 No. 508, reg. 2(5) and Schedule 2 and amended by S.R. 1995 No. 38, reg. 8(2)

“4K	All vehicles	1.4.95	1.4.95	19.5.96	31.12.96
14E	All vehicles	16.11.87	16.11.87	19.5.96	30.9.96
14F	All vehicles	1.4.95	1.4.95	19.5.96	30.9.96 .”

Sealed with the Official Seal of the Department of the Environment on .

4th April 1996

Trevor Pearson
Assistant Secretary

(**13**) Item 4G was inserted by S.R. 1995 No. 38, reg. 8(2)

SCHEDULE 1

Regulation 3(2)

(1) *Item No.*	(2) *Subject matter*	(3) *Particulars of instrument or other document containing requirements and of the nature of the requirement*				
		(a) Description, reference number and date of instrument	*(b) Official Journal reference of Community Instrument*	*(c) Nature of requirement and place in instrument where stated*	(4) *Vehicles exempted from requirements*	(5) *Date of application* / (6) *Date of cessation of application*
4L	Exhaust emissions	Council Directive 70/220/EEC of 20th March 1970 as amended by Council Directive 74/290/EEC of 28th May 1974, Commission Directives 77/102/EEC of 30th November 1976, 78/665/EEC of 14th July 1978, Council Directives 83/351/EEC of 16th June 1983, 88/76/EEC of 3rd December 1987, 88/436/EEC of 16th June 1988 and 89/458/	L76, 6.4.70, p. 1 (SE 1970 (I) p. 171), L159, 15.6.74, p. 61, L32, 3.2.77, p. 32, L223, 14.8.78, p. 48, L197, 20.7.83, p. 1, L36, 9.2.88, p. 1, L214, 6.8.88, p. 1, L226, 3.8.89, p. 1, L238, 15.8.89, p. 43, L242, 30.8.91, p. 1, L186, 28.7.93, p. 21 and L100, 19.4.94, p. 42.	Design, construction and equipment requirements in Annex I, paragraphs 5 and 6	1. Vehicles propelled by compression ignition engines and whose maximum gross weight exceeds 3500 kg. 2. Vehicles with less than 4 wheels 3. Vehicles fuelled by liquid petroleum gas.	20.5.1996