1985 No. 133

ROAD TRAFFIC AND VEHICLES

Motor Vehicles (Use of Dynamic Axle Weighing Machines No. 2) Regulations (Northern Ireland) 1985

Made	*5th June 1985*
Coming into operation . . .	*15th July 1985*

The Department of the Environment in exercise of the powers conferred on it by Article 206(1), (1A) and (5A) of the Road Traffic (Northern Ireland) Order 1981(**a**) and of all other powers enabling it in that behalf, makes the following regulations:

Citation, commencement and revocation

1.—(1) These regulations may be cited as the Motor Vehicles (Use of Dynamic Axle Weighing Machines No. 2) Regulations (Northern Ireland) 1985 and shall come into operation on 15th July 1985.

(2) The Motor Vehicles (Use of Dynamic Axle Weighing Machines) Regulations (Northern Ireland) 1985(**b**) are revoked.

Interpretation

2.—(1) In these regulations—

"authorised person" means an inspector of vehicles or a constable or a person authorised by the Department for the purposes of Article 206 of the Order;

"dynamic axle weighing machine" means a machine for ascertaining separately the weights transmitted to it by the wheels of each axle of a vehicle when the vehicle is in motion as it passes over the weighing platform of the machine;

"the Order" means the Road Traffic (Northern Ireland) Order 1981.

(2) For the purpose of these regulations any two or more wheels of a vehicle in the same line transversely shall be regarded as wheels of one axle.

Manner of weighing or testing weights by means of dynamic axle weighing machines

3. Where a motor vehicle or trailer is to be weighed, or the weight transmitted to the road by any parts of the vehicle or trailer in contact with the road is to be tested, by means of a dynamic axle weighing machine, the weighing or testing shall be effected by causing the motor vehicle to be driven, or the trailer to be drawn, across the weighing platform of the machine in accordance with the instructions of an authorised person in charge of the machine in a manner and at a steady speed appropriate for ensuring that—

(*a*) the machine can show successively the weight transmitted to it by the wheels of each axle of the vehicle or trailer; and

(*b*) in a case where the machine does not itself automatically make a printed record of each weight, the authorised person in charge of the machine can record each of the weights shown by the machine as such weights are shown.

(**a**) S.I. 1981/154 (N.I. 1) as amended by S.I. 1984/1986 (N.I. 15) Art. 8
(**b**) S.R. 1985 No. 7

Limits of presumed accuracy of dynamic axle weighing machines

4. The limits within which, unless the contrary is proved, any weight determined by a dynamic axle weighing machine is to be presumed to be accurate for the purposes of any provision made by or under the Order or by or under any other statutory provision relating to motor vehicles or trailers, are plus or minus 150 kilograms for the wheels of each axle the weight transmitted by which is shown on the machine at any one time and, where the machine also records the sum of the weights transmitted by the wheels of all the axles of a motor vehicle or trailer, plus or minus 150 kilograms multiplied by the number of the axles.

Form of certificate of weight

5. In a case where a motor vehicle or trailer is weighed, or the weight transmitted to the road by any parts of the vehicle or trailer in contact with the road is tested, by means of a dynamic axle weighing machine, a certificate in the form set out in the Schedule is prescribed for the purposes of Article 206 (5A) of the Order.

Sealed with the Official Seal of the Department of the Environment on 5th June 1985.

(L.S.) *J. M. Irvine*

Assistant Secretary