



Notification Number: 1993/161/UK

## **THE ROAD VEHICLES (CONSTRUCTION AND USE) (AMENDMENT)(NO.) REGULATIONS 1993**

Date received : 01/06/1993

End of Standstill : 08/09/1993

Issue of comments by : Germany

### Message

MINISTERE DE L'INDUSTRIE ET DE LA RECHERCHE  
ATT. M. MORTUREUX

INSTITUT BELGE DE NORMALISATION,  
ATT. M. CROON

INSPECTION DU TRAVAIL ET DES MINES  
VIA MINISTERE DES AFFAIRES ETRANGERES  
ATT. M. A. SCHUSTER

MINISTERE DE L'INDUSTRIE  
ATT. M. CAVANNA

DEPT. OF TRADE AND INDUSTRY, QUALITY AND EDUCATION DIVISION,  
ATT. MR. E. ALLEN

GOVERNMENT SERVICE OF INDUSTRY AND COMMERCE, NSAI  
ATT. MR. J. NULTY

MINISTERIE VAN ECONOMISCHE ZAKEN, (DG BEB),  
ATT. MR. B. SIEBRING

INDUSTRI- OG HANDELSSTYRELSEN  
ATT. MR. KELD DYBKJAER

AGENCE RECHERCHE SCIENTIFIQUE TECHN  
ATT. MME. MOUSTAKA-ZERVAKOU

HELLINIKOS ORG. TYPOPISOES  
ATT. MR. MELAGRAKIS

MIN WIRTSCHAFT  
ATT. DR. WINKEL

MIN PARA RELACIONES CON LA COMUNIDA



ATT MR. D. ALFREDO RAMBLA JOVANI

MIN INDUSTRIA

ATT MR. ADALBERTO PEREA MARTIN, ESPAGNE

DIRECCIO GERAL QUALIDAD

ATT MR. CANDIDO DOS SANTOS, PORTUGAL

DGS INTERNATIONAL BELGIUM

REP PERMANENTE ROYAUME UNI

REP PERMANENTE IRLANDE

REP PERMANENTE GRECE

ICC: PLEASE FORWARD THIS MESSAGE TO ICC MAILBOX EFTBT

TELEX 001

COMMUNICATION FROM THE COMMISSION - SG (93) D/50877  
DIRECTIVES 83/189/EEC AND 88/182/EEC

NOTIFIKATION - NOTIFIZIERUNG - NOTIFICATION - NOTIFICACION  
NOTIFICATION - NOTIFICA - KENNISGEVING - NOTIFICACAO 93/0161/UK

FRISTERNE INDLEDES IKKE -KEIN FRISTBEGINN - DOES NOT OPEN THE  
DELAYS - NO ABRE EL PLAZO - N'OUVRE PAS DE DELAIS - NON FA  
DECORRERE LA MORA - GEEN TERMIJNBEGIN - NAO INICIA O PRAZO

- 3B1 : 9300908.EN

**1. Structured Information Line**

TLX 001 IND- 93 0161 UK- EN ----- 930601 --- ---

**2. Member State**

UNITED KINGDOM

**3. Department Responsible**

DEPARTMENT OF TRADE AND INDUSTRY: STANDARDS POLICY UNIT

**3. Originating Department**

DEPARTMENT OF TRANSPORT: VEHICLE STANDARDS ENGINEERING  
DIVISION

**4. Notification Number**

93/0161/UK

**5. Title**

THE ROAD VEHICLES (CONSTRUCTION AND USE) (AMENDMENT)(NO.)  
REGULATIONS 1993



## **6. Products Concerned**

MOTORCYCLE EXHAUST SYSTEMS AND SILENCERS

## **7. Notification Under Another Act**

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## **8. Main Content**

THE MAIN AIM OF THE DRAFT REGULATIONS IS TWOFOLD: FIRSTLY, TO INTRODUCE INTO GB LAW FROM 1.4.95 THE CONSTRUCTION REQUIREMENTS OF DIRECTIVE 89/235/EEC AND BRITISH STANDARD BS AU 193A: 1990 ON MOTORCYCLE EXHAUST SYSTEMS AND SECONDLY, TO INTRODUCE IN-SERVICE NOISE REQUIREMENTS FOR MOTORCYCLES IN LINE WITH EC STANDARDS.

DIRECTIVE 89/235/EEC DEALS WITH BOTH ORIGINAL AND REPLACEMENT EXHAUST SYSTEMS. AS FAR AS ORIGINAL SILENCERS ARE CONCERNED, IT PROVIDES FOR IMPROVED MANUFACTURE BY THE USE OF FIBROUS ABSORBENT MATERIAL THAT IS ASBESTOS-FREE. IT GOES ON TO PRESCRIBE CERTAIN TESTS - THE SO-CALLED CONDITIONING TESTS - THAT A SILENCER MUST FIRST UNDERGO IF IT IS TO BE TESTED TO THE NOISE LIMITS.

AS REGARDS REPLACEMENT SILENCERS, THE DIRECTIVE PROVIDES THAT THEY MUST BROADLY MEET THE SAME REQUIREMENTS AS ORIGINAL ONES, BUT WITH A NOISE LIMIT TOLERANCE OF 1 DB(A).

IN THE CASE OF BOTH ORIGINAL AND REPLACEMENT SILENCERS, THE DIRECTIVE PRESCRIBES AN IMPORTANT INNOVATION, NAMELY THAT THEY ARE TO BE MARKED WITH THE COMMUNITY E MARK TO SHOW COMPLIANCE WITH THE DIRECTIVE.

THE DRAFT REGULATIONS INTRODUCE, AS AN ALTERNATIVE TO THE REPLACEMENT SILENCER PROVISIONS OF THE DIRECTIVE, THE LATEST BRITISH STANDARD (BS) ON REPLACEMENT MOTORCYCLE EXHAUST SYSTEMS. THE EFFECT OF THE STANDARD IS BROADLY SIMILAR TO THAT OF THE DIRECTIVE AND INCLUDES PROVISION FOR BS MARKING. AS FAR AS IN-USE PROVISION IS CONCERNED, THE DRAFT REGULATIONS PROHIBIT, AGAINST A BENCHMARK OF EC STANDARDS, THE USE OF MACHINES THAT ARE IN A GENERALLY UNROADWORTHY CONDITION WITH RESPECT TO NOISE.

THE DRAFT REGULATIONS RECOGNISE EC NATIONAL AND INTERNATIONAL STANDARDS ETC THAT ARE EQUIVALENT TO THE BRITISH STANDARD PROVISIONS.

## **9. Brief Statement of Grounds**

TO INTRODUCE INTO GB LAW THE CONSTRUCTION REQUIREMENTS OF DIRECTIVE 89/235/EEC AND BRITISH STANDARD BS AU 193A: 1990 ON MOTORCYCLE EXHAUST SYSTEMS. TO INTRODUCE IN-SERVICE NOISE REQUIREMENTS FOR MOTORCYCLES IN LINE WITH EC STANDARDS. TO RECOGNISE EC NATIONAL AND INTERNATIONAL STANDARDS ETC THAT ARE EQUIVALENT TO THE BRITISH STANDARD PROVISIONS.



**10. Reference Documents - Basic Texts**

THE DRAFT ROAD VEHICLES (CONSTRUCTION AND  
USE)(AMENDMENT)(NO.) REGULATIONS 1993  
BRITISH STANDARD BS AU 193: 1983  
BRITISH STANDARD BS AU 193A: 1990

**11. Invocation of the Emergency Procedure**

NO

**12. Grounds for the Emergency**

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D. WILLIAMSON  
COMEUR  
NNNN