



STATUTORY INSTRUMENTS.

S.I. No. 457 of 2011.

ROAD TRAFFIC (DRIVING MIRRORS — ADDITIONAL
REQUIREMENTS FOR HEAVY GOODS VEHICLES) REGULATIONS
2011

(Prn. A11/1643)

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I, LEO VARADKAR, Minister for Transport, Tourism and Sport, in exercise of the powers conferred on me by section 11 of the Road Traffic Act 1961 (No. 24 of 1961), the National Roads and Road Traffic (Transfer of Departmental Administration and Ministerial Functions) Order 2002 (S.I. No. 298 of 2002) (as adapted by the Transport (Alteration of the Name of Department and Title of Minister) Order 2011 (S.I. No. 141 of 2011)) and section 2 of the Road Traffic Act 2006 (No. 23 of 2006), and for the purpose of giving effect to Directive 2007/38/EC of the European Parliament and of the Council of 11 July 2007¹, hereby make the following regulations:

1. (1) These Regulations may be cited as the Road Traffic (Driving Mirrors — Additional Requirements for Heavy Goods Vehicles) Regulations 2011.

(2) These Regulations shall come into operation on 1st October 2012.

2. (1) Subject to paragraph (2) and Regulation 3, every vehicle of categories N2 and N3 shall be equipped, on the passenger side, with wide angle and close proximity mirrors which fulfil the requirements under Directive 2003/97/EC for Class IV and Class V mirrors respectively.

(2) Compliance with the requirements of paragraph (1) is deemed to be achieved where the vehicle is equipped, on the passenger side, with wide angle and close proximity mirrors whose combination of fields of vision covers not less than 95 per cent of the field of vision at ground level of a Class IV mirror and not less than 85 per cent of the field of vision at ground level of a Class V mirror as specified by Directive 2003/97/EC.

(3) Subject to paragraph (4) and Regulation 3, every vehicle of category N2, having a design gross vehicle weight exceeding 7500kg, and of category N3 shall be equipped with a front mirror or front mirrors which fulfil the requirements of Directive 2003/97/EC for Class VI mirrors.

(4) Compliance with the requirements of paragraph (3) is deemed to be achieved where the vehicle is equipped with front mirror or front mirrors whose fields of vision covers not less than 95 per cent of the field of vision at ground level of a Class VI mirror as specified by Directive 2003/97/EC.

3. Vehicles which cannot comply with Regulation 2 may instead be equipped with—

¹O.J. No. L184, 14.7.2007, p.25

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 13th September, 2011.*

- (a) supplementary mirrors,
- (b) other devices of indirect vision, or
- (c) both supplementary mirrors and other devices of indirect vision,

provided that the fields of vision so afforded covers not less than 95 per cent of the field of vision at ground level of a Class IV mirror and not less than 85 per cent of the field of vision at ground level of a Class V mirror and not less than 95 per cent of the field of vision at ground level of a Class VI mirror as specified by Directive 2003/97/EC.

4. For class IV and Class V mirrors, these Regulations do not apply to—

- (a) vehicles of categories N2 and N3 which were first registered before 1 January 2000,
- (b) vehicles of category N2 having a design gross vehicle weight not exceeding 7,500 kilograms where it is impossible to mount a Class V mirror in a way that ensures the following conditions are fulfilled—
 - (i) no part of the mirror is less than 2 metres (a tolerance of + 10 centimetres may be applied) from the ground, regardless of the adjustment position, where the vehicle is under a load which corresponds to its design gross vehicle weight, and
 - (ii) the mirror is fully visible from the driving position.

5. The certificate of roadworthiness for a vehicle to which these Regulations apply is deemed proof that the vehicle satisfies the requirements of these Regulations.

6. In these Regulations—

“category N2” means a vehicle used for the carriage of goods and having a design gross vehicle weight exceeding 3,500 kilograms but not exceeding 10,000 kilograms;

“category N3” means a vehicle used for the carriage of goods and having a design gross vehicle weight exceeding 10,000 kilograms;

“certificate of roadworthiness” means a certificate issued for a vehicle in accordance with the European Communities (Vehicle Testing) Regulations 2004 (S.I. No. 771 of 2004);

“Class IV” describes a wide angle exterior mirror giving a field of vision as outlined in point 5.4 of Annex III to Directive 2003/97/EC;

“Class V” describes a close proximity mirror giving a field of vision as outlined in point 5.5 of Annex III to Directive 2003/97/EC;

“Class VI” describes a front mirror giving a field of vision as outlined in point 5.6 of Annex III to Directive 2003/97/EC;

“design gross vehicle weight” means the gross weight of a vehicle laden with the heaviest load it can reasonably carry having regard to the engine capacity, brakes, tyres and the general construction of the vehicle and shall, until the contrary is shown, be taken to be the design gross weight of the vehicle as specified by the manufacturer or distributor, or where the design gross weight of the vehicle as specified by the manufacturer or distributor is not ascertainable, the design gross weight of the vehicle as specified by an automotive engineer. Design Gross Vehicle Weight (DGVW) has the same meaning as “maximum technically permissible weight”;

“device of indirect vision” means a device, such as a mirror or other optical device for indirect vision, to observe the traffic area adjacent to a vehicle which cannot be observed by direct vision;

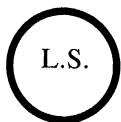
“Directive 2003/97/EC” means Directive 2003/97/EC of the European Parliament and of the Council of 10 November 2003² on the approximation of the laws of the Member States relating to the type-approval of devices for indirect vision and of vehicles equipped with these devices, which was given effect to by the European Communities (Mechanically Propelled Vehicle Entry into Service) (Amendment) (No. 2) Regulations 2004 (S.I. No. 867 of 2004), the European Communities (Motor Vehicle Type Approval) (Amendment) (No. 2) Regulations 2004 (S.I. No. 868 of 2004) and the European Communities (Mechanically Propelled Vehicle Entry into Service) Regulations 2007 (S.I. No. 448 of 2007);

“field of vision” means the section of the tri-dimensional space in which a critical object can be observed and rendered by the device for indirect vision. This is based on the view on ground level offered by a device and might be limited on the basis of the applicable maximum detection distance of the device;

“first registered” means the date on which a vehicle is entered in the register established and maintained by the Revenue Commissioners under section 131 of the Finance Act 1992 or the date when first registered in accordance with the laws of another jurisdiction.

7. S.I. No. 312 of 2008, Road Traffic (Driving Mirrors — Additional Requirements for Heavy Goods Vehicles) Regulations 2008, shall be revoked with effect from the date of coming into operation of these Regulations.

²O.J. No. L25, 29.1.2004, p.1



GIVEN under my Official Seal,
8 September 2011.

LEO VARADKAR,
Minister for Transport, Tourism and Sport.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations provide for the fitment of additional mirrors to reduce the lateral and forward blind spots on certain heavy goods vehicles registered since 1 January 2000 in the case of Class IV and V mirrors. Class VI Mirrors are required regardless of the date of first registration.

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