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STATUTORY INSTRUMENTS

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**1974 No. 2075 (C.34)**

**ROAD TRAFFIC**

**The Road Traffic Act 1974 (Commencement No. 1) Order 1974**

*Made - - - - 10th December 1974*

The Secretary of State for the Home Department, the Secretary of State for the Environment, the Secretary of State for Scotland and the Secretary of State for Wales, in exercise of the powers conferred by section 24(4) of the Road Traffic Act 1974 and according to their respective functions in relation to the provisions of that Act specified in this Order, hereby make the following Order:—

1. This Order may be cited as the Road Traffic Act 1974 (Commencement No. 1) Order 1974.

2. The provisions of the Road Traffic Act 1974 (hereinafter referred to as “the Act”) which are listed in column (1) of Schedule 1 to this Order and which relate to the matters respectively specified in relation to those provisions in column (2) of that Schedule shall (to the extent stated in that Schedule) come into operation on the 1st January 1975, and the provisions of the Act which are listed in column (1) of Schedule 2 to this Order and which relate to the matters respectively specified in relation to those provisions in column (2) of that Schedule shall (to the extent stated in that Schedule) come into operation on the 1st March 1975.

Home Office  
Whitehall  
9th December 1974

*Roy Jenkins*  
One of Her Majesty's Principal Secretaries of  
State

Signed by authority of the Secretary of State for the Environment

9th December 1974

*Fred Mulley*  
Minister for Transport  
Department of the Environment

10th December 1974

*William Ross*  
Secretary of State for Scotland

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10th December 1974

*John Morris*  
Secretary of State for Wales

## SCHEDULE 1

### PROVISIONS OF THE ACT COMING INTO OPERATION ON 1ST JANUARY 1975

<i>(1)</i> <i>Provisions of the Act</i>	<i>(2)</i> <i>Subject matter of provisions</i>
Section 6.	Traffic surveys.
Sections 9(1) and (2).	Extension of Construction and Use Regulations to lights.
Section 10(1) to (6) and (7) (so far as that subsection relates to the provisions of Schedule 2 to the Act which are specified below in this Schedule).	Extension of type approval scheme to all vehicles and to vehicle parts.
Section 11.	Extension of prohibition of dealing in unroadworthy vehicles.
Section 12.	Fitting and sale of defective or unsuitable vehicle parts.
Section 13(1) (so far as that subsection relates to the provisions of Schedule 3 to the Act which are specified below in this Schedule).	Amendments relating to licensing of drivers of vehicles.
Section 14.	Weighing of motor vehicles.
Section 15.	Reduction of minimum age for driving heavy goods vehicles.
Section 16.	Amendments relating to operators' licences.
Section 17.	Experimental introduction of road humps for controlling vehicle speeds.
Section 18.	Use of pyrotechnic flares by police for traffic purposes.
Section 19.	Power of police or local authority to retain custody of removed vehicles until charges are paid.
Section 21.	Variation of penalties for certain offences.
Section 22.	Jurisdiction of courts of summary jurisdiction in Scotland for certain offences.
Section 23.	Interpretation.
Section 24(1), (2) (so far as that subsection relates to the provisions of Schedule 6 to the Act which are specified below in this Schedule), (3) (so far as that sub-section relates to the provisions of Schedule 7 to the Act which are specified below in this Schedule), (4) and (5).	Short Title, amendments, repeals, commencement and extent.
In Schedule 2—	Amendments to Part III of Road Traffic Act 1960.

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(1) <i>Provisions of the Act</i>	(2) <i>Subject matter of provisions</i>
In Part I—paragraphs 1(1), (2), (4) and (5), and 4.	Amendments to Road Traffic Act 1972.
In Part II—all the paragraphs.	
In Schedule 3—paragraphs 2(4), 4(1), (3) and (4), 5(2) and 8.	Amendments to Part III of Road Traffic Act 1972.
In Schedule 4—all the paragraphs.	Amendment to Part V of the Transport Act 1968.
Schedule 5—all parts.	Variation of penalties of certain offences.
In Schedule 6— paragraph 2. paragraphs 4 to 9.  paragraphs 10 and 11. paragraphs 12, 14, 15, 17, 18, 19, 20, 22 and 24.	Amendment to section 144 of the Road Traffic Act 1960.  Amendments to Road Traffic Regulations Act 1967.  Amendments to the Criminal Appeal Act 1968.  Amendments to Road Traffic Act 1972.
In Schedule 7—  the entries relating to—  the Road Traffic Act 1960, section 133(4).  the Road Traffic Act 1962(1) Schedules 1 and 4,  the Road Traffic Regulation Act 1967, sections 9(10), 31(3), 42(4), and section 85(1), the Criminal Justice Act 1967 Schedule 3, the Road Traffic Act 1972, sections 47, 48(3), 50, 51, 53(2), 62(2)(c), 64, 88(5) (but not so as to affect the validity of any regulations made, or having effect as if made, under that subsection), 162(1)(iii), and 188, the Road Traffic (Foreign Vehicles) Act 1972, sections 5 and 7(7).	Repeals.

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(1) 1972 c. 59.

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## SCHEDULE 2

### PROVISION OF THE ACT COMING INTO OPERATION ON 1ST MARCH 1975

<i>(1)</i> <i>Provisions of the Act</i>	<i>(2)</i> <i>Subject matter of provisions</i>
Section 8 (in its application to England and Wales).	Duty of local authorities to promote road safety.
Section 13(1) (so far as that subsection relates to the provisions of Schedule 3 to the Act which are specified below in this Schedule) and (3).	Amendments relating to the licensing of drivers of vehicles.
Section 20(1) and (3) (in their application to Great Britain).	Authorised insurers to be members of the Motor Insurers Bureau.
Section 24(2) (so far as that subsection relates to the provisions of Schedule 6 to the Act which are specified below in this Schedule).	Amendments.
In Schedule 3—paragraphs 10(1), (4) and 11.	Amendments to Part III of the Road Traffic Act 1972.
In Schedule 6—paragraphs 3 (in relation only to orders made under section 12 of the Airports Authority Act 1965 on or after 1st March 1975).	Amendment to section 12 of the Airports Authority Act 1965.

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### EXPLANATORY NOTE

This Order brings into operation certain of the provisions of the Road Traffic Act 1974 on 1st January 1975 (see Schedule 1 to the Order which specifies these provisions and states their subject matter) and certain other provisions of that Act on 1st March 1975 (see Schedule 2 to the Order which specifies these provisions and states their subject matter).