VERŻJONI ELETTRONIKA

Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 18,864, 3 ta' Frar, 2012
Taqsima B

A.L. 49 tal-2012

ORDINANZA DWAR IR-REGOLAMENT TAT-TRAFFIKU (KAP. 65)

Regolamenti tal-2012 li jemendaw ir-Regolamenti dwar Testijiet biex jiċċertifikaw li Vetturi bil-Mutur huma Tajba għat-Triq

BIS-SAĦĦA tas-setgħat mogħtija bl-artikolu 54 tal-Ordinanza dwar ir-Regolament tat-Traffiku, il-Ministru għall-Infrastruttura, Trasport u Komunikazzjoni, wara konsultazzjoni mal-Awtorità għat-Trasport f'Malta, għamel ir-regolamenti li ġejjin:-

1. It-titolu ta' dawn ir-regolamenti hu Regolamenti tal-2012 li jemendaw ir-Regolamenti dwar Testijiet biex jiċċertifikaw li Vetturi bil-Mutur huma Tajba għat-Triq, u għandhom jinqraw u jiftiehmu ħaġa waħda mar-Regolamenti tal-1998 dwar testijiet biex jiċċertifikaw li Vetturi bil-Mutur huma Tajba għat-Triq, hawnhekk iżjed 'il quddiem imsejħa "ir-regolamenti prinċipali". Titolu. A.L. 126 tal-1998.

2. Ir-regolament 2 tar-regolamenti prinċipali għandu jiġi emendat kif ġej: Jemenda r-regolament 2 tar-regolamenti prinċipali.

(a) minnufih qabel it-tifsira "awtorità kompetenti" għandha tidħol din it-tifsira ġdida li ġejja:

" "ambulanza" tfisser vettura bil-mutur tal-kategorija M maħsuba għat-trasport ta' persuni li jkunu morda jew li jkunu korrew u li jkollha tagħmir speċjali għal dak l-iskop;";

(b) fit-tifsira "awtorità kompetenti", il-kliem ""awtorità kompetenti" u" għandhom jitħassru;

(ċ) minnufih wara t-tifsira "awtorizzazzjoni" għandha tidħol din it-tifsira ġdida li ġejja:

" "ċertifikat tal-VRT" tfisser iċ-ċertifikat maħruġ fir-rigward ta' vettura li tkun għaddiet mit-test dwar jekk tkunx tajba għat-triq;";

(d) minnufih wara t-tifsira "ċertifikat tal-VRT" għandhom jidħlu t-tifsiriet ġodda li ġejjin:

" "id-Direttiva 2003/30/KE" tfisser id-Direttiva 2000/30/KE tal-Parlament Ewropew u tal-Kunsill dwar l-ispezzjoni teknika fil-ġenb tat-triq biex jiġi stabbilit jekk il-vetturi kummerċjali li jiċċirkulaw fil-Komunità humiex tajba għat-triq, kif emendata;

"id-Direttiva 2009/40/KE" tfisser id-Direttiva 2009/40/KE tal-Parlament Ewropew u tal-Kunsill dwar testijiet tal-kondizzjoni ta' vetturi u tal-karrijiet tagħhom għat-triq, kif emendata;";

(e) minnufih wara t-tifsira ġdida "id-Direttiva 2009/40/KE" għandha tidħol din it-tifsira ġdida li ġejja:

" "l-ewwel reġistrazzjoni" tfisser id-data li fiha vettura tkun ġiet reġistrata għall-ewwel darba f'Malta jew f'pajjiż ieħor;";

(f) it-tifsira "g.v.w." għandha titħassar;

(g) minnufih wara t-tifsira "kumpannija" għandha tidħol it-tifsira ġdida li ġejja:

" "kwadriċikletta" tfisser vettura b'erba' roti li l-piż tagħha, meta ma tkunx mgħobbija, ma jkunx ta' iżjed minn 400 kilogramma (kategorija L7e), jew 550 kilogramma jekk il-vettura tkun ser tintuża għall-ġarr ta' merkanzija, mhux inkluż it-toqol tal-batteriji fil-każ ta' vetturi li jaħdmu bl-elettriku, u li jkollha qawwa massima netta fil-makna tagħha li ma tkunx ta' iżjed minn 15kW;";

(h) minnufih wara t-tifsira "Ministru" għandha tidħol din it-tifsira ġdida li ġejja:

" "*moped*" tfisser vettura b'żewġ roti (kategorija L1e) jew bi tliet roti (kategorija L2e) b'veloċità massima maħsuba ta' mhux iżjed minn 45 kilometru fis-siegħa;";

(i) minnufih wara t-tifsira "*moped*" għandha tidħol din it-tifsira ġdida li ġejja:

" "*motorcycle*" tfisser vettura b'żewġ roti mingħajr *sidecar* (kategorija L3e) jew *b'sidecar* (kategorija L4e) li jkollha makna ċilindrata ta' aktar minn 50 ċm^3 tat-tip ta' kombustjoni interna u, jew li jkollha veloċità massima disinjata ta' iżjed minn 45 km fis-siegħa;";

(j) minnufih wara t-tifsira "*motorcycle*" għandha tidħol din it-tifsira ġdida li ġejja:

" "*motor tricycle*" tfisser vettura bi tliet roti rranġati simmetrikament (kategorija L5e) li jkollha makna ċilindrata ta' aktar minn 50 ċm^3 tat-tip ta' kombustjoni interna u, jew li jkollha veloċità massima disinjata ta' iżjed minn 45 km fis-siegħa;";

(k) minnufih wara t-tifsira "numru tas-serje" għandha tidħol din it-tifsira ġdida li ġejja:

" "l-ogħla massa permessibbli" tfisser l-ogħla massa teknikament permessibbli meta l-vettura bil-mutur tkun mgħobbija kif dikjarata mill-manifattur;";

(l) minnufih wara t-tifsira "persuna li tittestja" għandha tidħol it-tifsira ġdida li ġejja:

" "*quad bike*" tfisser *bike* b'erba' roti li jkollha manubriju u kapaċi ttella' veloċità ta' iżjed minn 45 km fis-siegħa;

(m) it-tifsira "piż gross ta' vettura" għandha titħassar;

(n) minflok it-tifsira "*trailer* u vettura oħra li tinġibed" għandha tidħol din it-tifsira ġdida li ġejja:

" "*trailer*" tfisser kull vettura bir-roti li ma jkollhiex propulsjoni tagħha stess (kategorija O) disinjata u mibnija biex tiġi miġbuda minn vettura bil-mutur u hija tinkludi *semi-trailer*;";

(o) minnufih wara t-tifsira ġdida "*trailer*" għandhom jidħlu t-tifsiriet ġodda li ġejjin:

“ “*trailer* O1” tfisser *trailer* bl-ogħla massa ta’ mhux iżjed minn 0.75 tunnellata metrika;

“*trailer* O2” tfisser *trailer* bl-ogħla massa ta’ iżjed minn 0.75 tunnellata metrika iżda mhux iżjed minn 3.5 tunnellati metriċi;

“*trailer* O3” tfisser *trailer* bl-ogħla massa ta’ iżjed minn 3.5 tunnellati metriċi iżda mhux iżjed minn 10 tunnellati metriċi;

“*trailer* O4” tfisser *trailer* bl-ogħla massa ta’ iżjed minn 10 tunnellati metriċi;”;

(p) fit-tifsira “spezzjoni teknika tul it-triq” minflok il-kliem “mill-awtoritajiet kompetenti ta’ ċerti vetturi” għandhom jidħlu l-kliem “mill-Awtorità, ta’ ċerti vetturi”;

(q) minnufih wara t-tifsira “l-Unjoni Ewropea” għandha tidħol din it-tifsira ġdida li ġejja:

“ “vettura għall-ġarr ta’ katavri” tfisser vettura bil-mutur tal-kategorija M maħsuba għat-trasport ta’ katavri u li jkollha tagħmir speċjali għal dak l-iskop;”;

(r) minnufih wara t-tifsira ġdida “vettura għall-ġarr ta’ katavri” għandha tidħol din it-tifsira ġdida li ġejja:

“ “vettura għall-ġarr ta’ merkanzija ħafifa” tfisser vettura bil-mutur li l-ogħla massa permessibbli tagħha ma tkunx iżjed minn 3.5 tunnellati metriċi, li tintuża għall-ġarr ta’ merkanzija;”;

(s) minnufih wara t-tifsira ġdida “vettura għall-ġarr ta’ merkanzija ħafifa” għandha tidħol din it-tifsira ġdida li ġejja:

“vettura għall-ġarr ta’ merkanzija tqila” tfisser vettura bil-mutur li l-ogħla massa permessibbli tagħha tkun iżjed minn 3.5 tunnellati metriċi, li tintuża għall-ġarr ta’ merkanzija;

(t) minnufih wara t-tifsira ġdida “vettura għall-ġarr ta’ merkanzija tqila” għandha tidħol din it-tifsira ġdida li ġejja:

“ “vettura fil-kategorija M” tfisser vettura bil-mutur b’għallanqas erba’ roti maħsuba u mibnija għall-ġarr ta’ persuni, u tikkomprendi vetturi M1, M2 u M3;”;

(u) minnufih wara t-tifsira ġdida "vettura fil-kategorija M" għandhom jidħlu t-tifsiriet ġodda li ġejjin:

" " vettura M1" tfisser vettura bil-mutur użata għall-ġarr ta' mhux iżjed minn tmien persuni minbarra s-sewwieq;

"vettura M2" tfisser vettura bil-mutur użata għall-ġarr ta' iżjed minn tmien persuni, minbarra s-sewwieq, u li l-ogħla massa tagħha ma tkunx iżjed minn 5 tunnellati metriċi;

" vettura M3" tfisser vettura bil-mutur użata għall-ġarr ta' iżjed minn tmien persuni, minbarra s-sewwieq, u li l-ogħla massa tagħha tkun iżjed minn 5 tunnellati metriċi;";

(v) minnufih wara t-tifsira "vettura tal-merkanzija" għandha tidħol din it-tifsira ġdida li ġejja:

" "vettura misjuqa minn *chauffeur*" tfisser vettura M1 li tkun reġistrata u li jkollha liċenza biex tinkera minn garaxx ta' servizz pubbliku biex tiġi misjuqa minn sid dak il-garaxx jew minn xi impjegat tiegħu;

(w) minnufih wara t-tifsira "vettura bil-mutur" għandhom jidħlu t-tifsiriet ġodda li ġejjin:

" "vettura N1" tfisser vettura bil-mutur użata għall-ġarr ta' merkanzija u li l-ogħla massa tagħha ma tkunx iżjed minn 3.5 tunnellati metriċi;

"vettura N2" tfisser vettura bil-mutur użata għall-ġarr ta' merkanzija u li l-ogħla massa tagħha tkun iżjed minn 3.5 tunnellati metriċi iżda mhux iżjed minn 12-il tunnellata metrika;

"vettura N3" tfisser vettura bil-mutur użata għall-ġarr ta' merkanzija u li l-ogħla massa tagħha tkun iżjed minn 12-il tunnellata metrika;";

(x) it-tifsira "vettura ħafifa tal-passiġġieri" għandha titħassar;

(y) minnufih wara t-tifsira "vettura oħra" għandha tidħol din it-tifsira ġdida li ġejja:

" "vettura tal-passiġġieri privata u vettura kummerċjali ħafifa" għandha, għall-finijiet ta' dawn ir-regolamenti, tinkludi vetturi tal-passiġġieri privati (li ma jintużawx b'kiri jew b'kumpens), vetturi liċenzjati biex jiġu mikrija, *taxis*, vetturi M1 misjuqa minn xufier, ambulanzi, *caravans*, vetturi għal skop dupplici u vetturi ta' merkanzija ħafifa;";

(z) minflok it-tifsira "vettura tas-servizz pubbliku" għandu jidħol dan li ġej:

" "vettura tas-servizz pubbliku" tfisser vettura bil-mutur adattata biex iġġorr iżjed minn tmien passiġġieri u li tiġi użata għall-ġarr ta' passiġġieri b'kiri jew b'kumpens;";

(aa) minflok it-tifsira "vetturi ħfief" għandu jidħol dan li ġej:

" "vetturi ħfief" tfisser kull xorta ta' vetturi li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi;";

(bb) minflok it-tifsira "vetturi tqal" għandu jidħol dan li ġej:

" "vetturi tqal" tfisser kull xorta ta' vetturi li l-ogħla massa permessibbli tagħhom tkun iżjed minn 3.5 tunnellati metriċi;";

(ċċ) minflok it-tifsira "V.R.T" għandu jidħol dan li ġej:

" "VRT" tfisser it-test li jiċċertifika jekk vettura tkunx tajba għat-triq.".

Emenda ġenerali għar-regolamenti prinċipali.

3. Fir-regolamenti prinċipali, minflok il-kliem "persuna liċenzjata biex tittestja" jew "persuna li jkollha liċenza biex tittestja", kull fejn dawn jinsabu ħlief fis-subregolament (2) tar-regolament 5, għandhom jidħlu l-kliem "persuna li tittestja".

Iżid ir-regolament 3A ġdid mar-regolamenti prinċipali.

4. Minnufih wara r-regolament 3 tar-regolamenti prinċipali għandu jidħol dan ir-regolament ġdid li ġej:

"Affarijiet li għandhom jiġu verifikati.

3A. (1) L-affarijiet li għandhom jiġu verifikati huma dawk elenkati fl-Anness II tad-Direttiva 2009/40/KE kif emendata bid-Direttiva tal-Kummissjoni 2010/48/UE u dawk elenkati fil-paragrafi Ċ sa I fl-Ewwel Skeda.

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(2) Id-dispożizzjonijiet tal-paragrafu 3 tal-imsemmi Anness ikunu applikabbli mill-31 ta' Diċembru, 2013.".

5. Minflok is-subregolament (2) tar-regolament 5 tar-regolamenti prinċipali għandu jidħol dan li ġej: Jemenda r-regolament 5 tar-regolamenti prinċipali.

"(2) Vetturi tal-Forzi Armati ta' Malta għandhom jiġu ttestjati kull sena minn persuna kwalifikata biex tittestja fi stazzjon stabbilit u operat mill-imsemmija Forzi Armati.".

6. Fir-regolament 7 tar-regolamenti prinċipali, minflok il-kliem "ebda liċenza ma għandha tinħareġ" għandhom jidħlu l-kliem "ebda liċenza ta' ċirkolazzjoni m'għandha tinħareġ jew tiġi mġedda". Jemenda r-regolament 7 tar-regolamenti prinċipali.

7. Fis-subregolament (1)(a) tar-regolament 14 tar-regolamenti prinċipali, minflok il-kliem "li tkun speċifikata fil-liċenza tal-persuna li tittestja" għandhom jidħlu l-kliem "li hija kwalifikata u reġistrata biex tittestja". Jemenda r-regolament 14 tar-regolamenti prinċipali.

8. Minnufih wara r-regolament 18 tar-regolamenti prinċipali għandu jidħol ir-regolament ġdid li ġej: Iżid ir-regolament ġdid 18A mar-regolamenti prinċipali.

"Għandhom jittieħdu ritratti tal-vetturi.

18A (1) Kull vettura bil-mutur li jkun qiegħed isirilha t-test dwar jekk tkunx tajba biex tintuża fit-triq skont id-dispożizzjonijiet ta' dawn ir-regolamenti għandha jittieħdulha ritratti fl-istazzjon fejn ikun qiegħed isirilha t-test mill-operatur jew mill-persuna li tittestja.

(2) Ir-ritratti msemmija fis-subregolament (1) għandhom jittieħdu u jintbagħtu lill-Awtorità skont il-proċedura stabbilita fit-Tlettax-il Skeda.".

9. Ir-regolament 19 tar-regolamenti prinċipali għandu jiġi emendat kif ġej: Jemenda r-regolament 19 tar-regolamenti prinċipali.

(a) fis-subregolament (1) tiegħu, minflok il-kliem "Il-persuni liċenzjati biex jittestjaw" għandhom jidħlu l-kliem "Il-persuni li jittestjaw";

(b) fit-test Malti tas-subregolament (2) tiegħu, minflok il-kliem "tal-persuna liċenzjata li kienet responsabbli" għandhom jidħlu l-kliem "tal-persuna li kienet responsabbli".

Jemenda r-regolament 28 tar-regolamenti prinċipali.

10. Fil-paragrafu (e) tar-regolament 28 tar-regolamenti prinċipali, il-kliem "u tas-Sitt Skeda" għandhom jiġu mħassra.

Jemenda r-regolament 29 tar-regolamenti prinċipali.

11. Fit-test Ingliż tar-regolament 29 tar-regolamenti prinċipali, minflok il-kliem "to be approved by him" għandhom jidħlu l-kliem "to be approved by the said Authority".

Jemenda r-regolament 30 tar-regolamenti prinċipali.

12. Fir-regolament 30 tar-regolamenti prinċipali, minflok il-kliem "Vetturi ta' Klassi IIA (użati għat-trasport tal-passiġġieri) u vetturi ta' Klassi III" għandhom jidħlu l-kliem "Vetturi tal-Kategorija I, Kategorija II, Kategorija III u Kategorija V".

Jemenda r-regolament 31 tar-regolamenti prinċipali.

13. Fil-paragrafu (ċ) tar-regolament 31 tar-regolamenti prinċipali, minflok il-kliem "imsemmija fil-lista ta' verifika li hemm fl-Għaxar Skeda" għandhom jidħu l-kliem "li għandhom jiġu spezzjonati elenkati fil-partita 10 tal-Anness I tad-Direttiva 2000/30/KE kif emendata mid-Direttiva tal-Kummissjoni 2010/47/UE.".

Jemenda r-regolament 32 tar-regolamenti prinċipali.

14. Fir-regolament 32 tar-regolamenti prinċipali, minflok il-kliem "fil-Ħdax l-Iskeda" għandhom jidħlu l-kliem "fl-Anness II tad-Direttiva 2000/30/KE kif emendata mid-Direttiva tal-Kummissjoni 2010/47/UE".

Jemenda r-regolament 33 tar-regolamenti prinċipali.

15. Fir-regolament 33 tar-regolamenti prinċipali, minflok il-kliem "fl-Għaxar Skeda" għandhom jidħlu l-kliem "fil-partita 10 tal-Anness I tad-Direttiva 2000/30/KE kif emendata mid-Direttiva tal-Kummissjoni 2010/47/UE".

Iżid ir-regolament 33A ġdid mar-regolamenti

16. Minnufih wara r-regolament 33 tar-regolamenti prinċipali, għandu jidħol dan ir-regolament ġdid li ġej:

"Rapport dwar l-ispezzjonijiet u projbizzjoni tal-użu.

33A. (1) L-ispezzjonijiet tekniċi fil-ġenb ta' triq għandhom isiru minn uffiċjali li jispezzjonaw li jkunu awtorizzati mill-Awtorità.

(2) L-uffiċjal li jispezzjona għandu, waqt li jkun qiegħed jagħmel spezzjoni teknika fil-ġenb ta' triq, ifassal rapport li jkun konformi mal-kopja tar-rapport li tinsab fl- Anness I tad-Direttiva 2000/30/KE kif emendata mid-Direttiva tal-Kummissjoni 2010/47/UE.

(3) Meta uffiċjal li jispezzjona jqis li n-nuqqasijiet fil-manutenzjoni ta' vettura jistgħu jippreżentaw riskju

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għas-sigurtà b'tali mod li, b'mod partikolari fir-rigward tal-brejkijiet, tkun ġustifikata aktar spezzjoni, il-vettura għandha tkun soġġetta għal test aktar elaborat fl-aktar ċentru viċin fejn il-vetturi jsirilhom it-test.

(4) Meta jkun jidher ċar li vettura tkun tippreżenta riskju gravi għal dawk li jkunu fiha jew għal utenti oħra tat-triq kemm waqt spezzjoni fil-ġenb ta' triq jew waqt it-test aktar elaborat imsemmi fis-subregolament (3), l-użu ta' dik il-vettura għandu jiġi projbit sakemm in-nuqqasijiet perikolużi li jkunu nstabu jiġu rranġati.

(5) L-Awtorità għandha, bla ħsara għal kull prosekuzzjoni, tgħaddi rapport dwar in-nuqqasijiet gravi li jinsabu f'vettura ta' persuna li jkollha r-residenza tagħha fi Stat Membru ieħor, b'mod partikolari dawk in-nuqqasijiet li jwasslu għal projbizzjoni fuq l-użu, lill-awtoritajiet kompetenti ta' dak l-Istat, fejn jiġu użat ir-rapport li jkun sar mill-uffiċjal li jispezzjona.".

17. L-Ewwel Skeda li tinsab mar-regolamenti prinċipali għandha tiġi emendata kif ġej:

Jemenda l-Ewwel Skeda li tinsab mar-regolamenti prinċipali.

(a) minflok il-paragrafu A tagħha għandu jidħol dan li ġej:

"A. Ir-rekwiżiti stabbiliti mill-Aġenzija għal Servizzi dwar il-Vetturi u l-Operaturi tar-Renju Unit kif jinsabu fil-manwali li ġejjin u l-aġġornamenti u l-emendi tagħhom li jiġu wara:

(a) il-Manwal dwar l-Ittestjar ta' Biċikletti bil-Mutur u *Sidecars* (edizzjoni tal-2011)

(b) il-Manwal dwar l-Ittestjar ta' Vetturi tal-Passiġġieri Privati u Vetturi Kummerċjali Ħfief (edizzjoni tal-2011)

(ċ) il-Manwal dwar l-Ispezzjoni ta' Vetturi ta' Merkanzija Tqila (edizzjoni tal-2011)

(d) il-Manwal dwar l-Ispezzjoni ta' Vetturi tas-Servizz Pubbliku (edizzjoni tal-2011)";

(b) fil-paragrafu Ċ tagħha, minflok il-kliem "Vetturi tal-Klassi I" għandhom jidħlu l-kliem "Vetturi tal-Kategorija

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VII", u minflok il-kliem "Vetturi ta' Klassi II u ta' Klassi III" għandhom jidħlu l-kliem "Vetturi tal-Kategorija I, Kategorija II, Kategorija IV, Kategorija V u Kategorija VI";

(ċ) fil-paragrafu D tagħha, minflok il-kliem "Il-vetturi kollha taħt Klassi III" għandhom jidħlu l-kliem "Il-vetturi kollha taħt il-Kategorija I u l-Kategorija II", minflok il-kliem "Vetturi użati għall-ġarr ta' merkanzija", kull fejn dawn jinsabu, għandhom jidħlu l-kliem "Vetturi N2 u N3", u minflok il-kliem "Vetturi użati għall-ġarr nazzjonali tal-passiġġieri" għandhom jidħlu l-kliem "Vetturi M2 u M3";

(d) minnufih wara l-paragrafu F tagħha, għandhom jiżdiedu dawn il-paragrafi ġodda li ġejjin:

"G. Apparat għat-tifi tan-nar li jkun jiffunzjona fil-vetturi N1, N2, N3, M2 u M3 u fit-*taxis*.

H. Martell li jkisser il-ħġieġ fil-vetturi għas-servizz pubbliku (vetturi M2 u M3).

I. Sistema li trażżan it-titjir tal-ilma fuq vetturi N2, N3, M2 u M3.".

Jissostitwixxi t-Tieni Skeda li tinsab mar-regolamenti prinċipali.

18. Minflok it-Tieni Skeda li tinsab mar-regolamenti prinċipali għandu jidħol dan li ġej:

"IT-TIENI SKEDA
(Regolamenti 4, 10 u 30)

Klassifikazzjoni tal-Vetturi

Il-vetturi bil-mutur huma klassifikati kif ġej għall-finijiet ta' testijiet:

KATEGORIJA I	-	Vetturi bil-mutur użati għall-ġarr ta' passiġġieri u li jistgħu jġorru iżjed minn tmien persuni minbarra x-xufier (vetturi M2 u M3)
KATEGORIJA II	-	Vetturi bil-mutur użati għall-ġarr tal-merkanzija u li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi (vetturi N2 u N3)
KATEGORIJA III	-	*Trailers* u *semi-trailers* (kategorija O – O1, O2, O3 u O4)
KATEGORIJA IV	-	*Taxis* Vetturi misjuqa minn *chauffeur* Vetturi M1 b'liċenza biex jinkrew Ambulanzi Karavannijiet
KATEGORIJA V	-	Vetturi bil-mutur li jkollhom għallinqas erba' roti, normalment jiġu użati għall-ġarr stradali ta' merkanzija u li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi (vetturi N1)
KATEGORIJA V1	-	Vetturi bil-mutur li jkollhom għallinqas erba' roti, jiġu użati għall-ġarr ta' passiġġieri u li ma jġorrux aktar minn tmien persuni minbarra x-xufier, kompriżi l-vetturi għall-ġarr ta' katavri (vetturi M1)
KATEGORIJA VI1	-	*Mopeds, Motorcycles, Motor Tricycles,* Kwadriċikletti u *Quad Bikes*

".

Jemenda it-Tielet Skeda li tinsab mar-regolamenti prinċipali.

19. Minflok il-partita 4 fit-Tielet Skeda li tinsab mar-regolamenti prinċipali, għandu jidħol dan li ġej:

"4. DIKJARAZZJONI

(a) Napplika/napplikaw għal awtorizzazzjoni biex naħdem/naħdmu bħala operatur taħt kuntratt għal:
(jekk jogħġbok agħmel sinjal fil-kaxxa adatta/kaxxi adatti – l-applikazzjoni tista' ssir għall-klassijiet kollha)

☐ Awtorizzazzjoni Klassi 1 – vetturi fil-kategorija VII

☐ Awtorizzazzjoni Klassi 2 – vetturi fil-kategoriji I, IV, V, VI (li ma jeċċedux 5 tunnellati metriċi)

☐ Awtorizzazzjoni Klassi 3 – vetturi fil-kategoriji I, II (li jeċċedu 5 tunnellati metriċi)

(b) Jiena nifhem/aħna nifhmu li:

(i) kull min għandu post u l-apparat adatt ma jfissirx li se jingħata awtorizzazzjoni;

(ii) l-applikanti jridu jimxu mar-Regolamenti dwar Testijiet biex jiċċertifikaw li Vetturi bil-Mutur huma Tajba għat-Triq

Firma ☐ Data ☐
".

Jemenda r-Raba' Skeda li tinsab mar-regolamenti prinċipali.

20. Fir-Raba' Skeda li tinsab mar-regolamenti prinċipali, minflok il-kliem "piż gross", kull fejn dawn jinsabu, għandhom jidħlu l-kliem "l-ogħla massa permessibbli".

Jissostitwixxi t-Tmien Skeda li tinsab mar-regolamenti prinċipali.

21. Minflok it-Tmien Skeda li tinsab mar-regolamenti prinċipali għandu jidħol dan li ġej:

VERŻJONI ELETTRONIKA

“IT-TMIEN SKEDA
(Regolamenti 19 u 20)

Drittijiet * u Frekwenzi tat-Testijiet

Kategorija ta’ vettura	Dritt sħiħ €	Frekwenza tat-Testijiet
Kategorija I Vetturi bil-mutur użati għall-ġarr ta’ passiġġieri u li jistgħu jġorru iżjed minn tmien persuni minbarra x-xufier (vetturi M2 u M3)		
- Vetturi bl-ogħla massa permessibbli li ma tkunx iżjed minn 3.5 tunnellati metriċi	26.32	B
- Vetturi bl-ogħla massa permessibbli li tkun iżjed minn 3.5 tunnellati metriċi	31.10	B
Kategorija II Vetturi bil-mutur użati għall-ġarr tal-merkanzija u li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi (vetturi N2 u N3)	31.10	B
Kategorija III *Trailers* u *semi-trailers*		
- bl-ogħla massa permessibbli li ma tkunx iżjed minn 3.5 tunnellati metriċi	26.32	C
- bl-ogħla massa permessibbli li tkun iżjed minn 3.5 tunnellati metriċi	31.10	B
Kategorija IV		
Taxis	20.27	B
Vetturi misjuqa minn *chauffeur*	20.27	B
Vetturi M1 b’liċenza biex jinkrew	20.27	D
Ambulanzi	20.27	B
Karavannijiet	20.27	B
Kategorija V Vetturi bil-mutur li jkollhom għallinqas erba’ roti, normalment jiġu użati għall-ġarr stradali ta’ merkanzija u li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi (vetturi N1)	26.32	B
Kategorija VI Vetturi bil-mutur li jkollhom għallinqas erba’ roti, jiġu użati għall-ġarr ta’ passiġġieri u li ma jġorrux aktar minn tmien persuni minbarra x-xufier, kompriżi l-vetturi għall-ġarr ta’ katavri (vetturi M1)	20.27	D
Kategorija VII *Mopeds, Motorcycles, Motor Tricycles,* Kwadriċikletti u *Quad Bikes*	14.33	A

Vetturi importati bħala użati

1. Vettura użata li tinġieb Malta minn Stat Membru ieħor għandha tkun koperta b'ċertifikat tal-VRT jekk il-vettura kienet diġà soġġetta għall-ewwel test dwar jekk hijiex tajba għat-triq skont l-Anness I tad-Direttiva. L-Awtorità, iżda, tista' għal raġunijiet validi titlob li vettura bħal dik tiġi preżentata għal test dwar jekk hijiex tajba għat-triq qabel ma tiġi reġistrata.	Bħal dawk t'hawn fuq skont il-kategorija
2. Vettura użata li tiġi importata minn pajjiż terz tkun trid isirilha test dwar jekk hijiex tajba għat-triq qabel ma tiġi reġistrata jekk dik il-vettura kienet diġà soġġetta għall-ewwel test dwar jekk hijiex tajba għat-triq skont l-Anness I tad-Direttiva.	Bħal dawk t'hawn fuq skont il-kategorija

* Id-drittijiet jinkludu l-VAT

Frekwenza tat-test:

A. Mhumiex soġġetti għat-test
B. Sena mid-data tal-ewwel reġistrazzjoni u kull sena minn hemm 'il quddiem
C. Sentejn mid-data tal-ewwel reġistrazzjoni u kull sentejn minn hemm 'il quddiem
D. Erba' snin mid-data tal-ewwel reġistrazzjoni u kull sentejn minn hemm 'il quddiem".

Jissostitwixxi d-Disa' Skeda li tinsab mar-regolamenti prinċipali.

22. Minflok id-Disa' Skeda li tinsab mar-regolamenti prinċipali, għandu jidħol dan li ġej:

“ID-DISA’ SKEDA
(Regolament 19)

Dritt amministrattiv għall-Awtorità għat-Trasport

Kategorija tal-vettura	Dritt amministrattiv €
Kategorija I Vetturi bil-mutur użati għall-ġarr ta’ passiġġieri u li jistgħu jġorru iżjed minn tmien persuni minbarra x-xufier (vetturi M2 u M3)	
- Vetturi bl-ogħla massa permessibbli li ma tkunx iżjed minn 3.5 tunnellati metriċi	0.70
- Vetturi bl-ogħla massa permessibbli li tkun iżjed minn 3.5 tunnellati metriċi	0.70
Kategorija II Vetturi bil-mutur użati għall-ġarr tal-merkanzija u li l-ogħla massa permessibbli tagħhom tkun iżjed minn 3.5 tunnellati metriċi (vetturi N2 u N3)	0.70
Kategorija III *Trailers* u *semi-trailers*	
- bl-ogħla massa permessibbli li ma tkunx iżjed minn 3.5 tunnellati metriċi	0.70
- bl-ogħla massa permessibbli li tkun iżjed minn 3.5 tunnellati metriċi	0.70
Kategorija IV	
Taxis	0.45
Vetturi misjuqa minn *chauffeur*	0.45
Vetturi M1 b’liċenza biex jinkrew	0.45
Ambulanzi	0.45
Karavannijiet	0.45
Kategorija V Vetturi bil-mutur li jkollhom għallinqas erba’ roti, normalment jiġu użati għall-ġarr stradali ta’ merkanzija u li l-ogħla massa permessibbli tagħhom ma tkunx iżjed minn 3.5 tunnellati metriċi (vetturi N1)	0.70
Kategorija VI Vetturi bil-mutur li jkollhom għallinqas erba’ roti, jiġu użati għall-ġarr ta’ passiġġieri u li ma jġorrux aktar minn tmien persuni minbarra x-xufier, kompriżi l-vetturi għall-ġarr ta’ katavri (vetturi M1)	0.45
Kategorija VII *Mopeds, Motorcycles, Motor Tricycles,* Kwadriċikletti u *Quad Bikes*	0.80
Vetturi użati importati	Bħal dawk t’hawn fuq skont il-kategorija

”.

Iħassar l-Għaxar Skeda li tinsab mar-regolamenti prinċipali.

23. L-Għaxar Skeda li tinsab mar-regolamenti prinċipali għandha tiġi mħassra.

Iħassar il-Ħdax-il Skeda li tinsab mar-regolamenti prinċipali.

24. Il-Ħdax-il Skeda li tinsab mar-regolamenti prinċipali għandha tiġi mħassra.

Jissostitwixxi t-Tnax-il Skeda li tinsab mar-regolamenti prinċipali.

25. Minflok it-Tnax-il Skeda li tinsab mar-regolamenti prinċipali għandu jidħol dan li ġej:

“IT-TNAX-IL SKEDA
(Regolament 21)

Sistema ta’ Punti ta’ Penali użata biex ikun determinat in-numru ta’ punti ta’ penali li għandhom jingħataw għal ksur imwettqa minn operatur jew minn persuna li tittestja

Partita	Reat	Punti Operatur	Punti Persuna li Tittestja
1	Topera mingħajr persuna assistenta li tittestja	5	
2	Tkun mingħajr manwal tal-ispezzjoni tal-MOT fit-*test lane*	5	
3	L-istazzjon tal-VRT mhuwiex nadif jew mhuwiex sigur għall-persuna li tittestja jew għall-pubbliku	30	
4	Isiru testijiet b’papparat tal-VRT difettuż jew mingħajr apparat tal-VRT, jew b’ċertifikat ta’ kalibrazzjoni li jkun skada	50	
5	Tmexxi jew tipprovdi servizzi li ma jkunux jagħmlu parti minn test tal-VRT fl-istazzjon approvat mill-Awtorità għat-Trasport f’Malta waqt il-ħinijiet li fihom ikunu qegħdin joperaw	20	
6	It-test isir minn persuna li ma tkunx reġistrata biex tittestja	1,000	
7	Instabt ħati ta’ reat gravi li mhux bilfors hu marbut mal-ittestjar mandatorju ta’ vettura iżda li jista’ jaffettwa t-twettiq xieraq ta’ test tal-VRT	1,000	150
8	Punti ta’ penali addizzjonali lil operaturi li jkollhom ħames kontravenzjonijiet b’total ta’ 250 punt jew aktar f’perjodu ta’ sitta u tletin xahar	1,000	
9	Ma tagħmilx l-ispezzjonijiet preliminari kollha		5
10	Ma taġġornax is-sistema *online* fil-ħinijiet stipulati u/jew ma żżommx ma’ proċeduri amministrattivi oħra		5
11	Ma tispezzjonax in-numru tax-*chassis* (jew il-VIN) kif suppost		20
12	Tonqos milli tesegwixxi korrettement il-proċedura tat-test kif stipulat fil-manwal tal-VRT u l-emendi li jkunu saru għalih jew li tirreġistra *data* korretta tal-vettura kif stipulat fil-manwal tal-VRT qabel ma tagħmel test uffiċjali fuq dik il-vettura partikolari		20
13	Tinjora difett fid-dwal tal-ġnub		10
14	Tinjora difett fid-dwal tas-sinjali		10
15	Tinjora difett fid-dwal tas-sewqan		10
16	Tinjora difett fit-*tell-tale lights*		10
17	Tinjora difett fil-brejkijiet primarji		100
18	Tinjora difett fil-brejkijiet tal-ipparkjar		20
19	Tinjora difett fl-istering li ma jkunx ħsara fil-*bellows*		50
20	Tinjora difett fit-tajers		50

21	Tinjora difett fis-saspenxin	50
22	Tinjora difett fil-*windscreen*	20
23	Tinjora difett fis-sistema tal-*exhaust*	25
24	Tinjora difett fil-ħoss	30
25	Tinjora difett fil-ħruġ ta' duħħan minn magna bi *spark ignition*	50
26	Tinjora difett fil-ħruġ ta' duħħan minn magna b'*compression ignition*	50
27	Tinjora n-nuqqas jew t-tbagħbis tas-siġill tal-pompa tad-*diesel*	50
28	Tinjora difett fil-*wipers*	15
29	Tinjora ħsara fil-*half shaft bellows*	20
30	Tinjora ħsara fl-i*steering bellows*	20
31	Tinjora l-ħġieġ ikkulurit	5
32	Tinjora difett fiċ-ċintorini tas-sigurtà	30
33	Tinjora n-nuqqas ta' lastiku tal-pedali	5
34	Tinjora difett fl-istruttura tas-sedili	10
35	Tinjora sadid fil-bodì tal-vettura	20
36	Tinjora difett fil-*washers* tal-*windscreen*	10
37	Tinjora difett fil-*bearings* tar-roti	10
38	Tinjora difett fl-i*studs* tar-roti	10
39	Tinjora difett fil-mirja li juru n-naħa ta' wara	15
40	Tinjora n-nuqqas ta' apparat għat-tifi tan-nar	10
41	Tinjora n-nuqqas ta' mrietel għall-ksur tal-ħġieġ	10
42	Tinjora n-nuqqas tas-sistema biex trażżan it-titjir tal-ilma	10
43	Tinjora difett fl-apparat li jwissi dwar is-sistema tal-ibbrejkar	50
44	Tinjora difett fis-sistema tal-fjuwil	20
45	Tinjora difett fl-apparat tal-igganċjar	50
46	Tinjora difett fis-serraturi tal-bibien	10
47	Tinjora n-nuqqas ta' kaxxa għall-ewwel għajnuna (Vettura għat-Trasport Pubbliku biss)	10
48	Tinjora difett fl-irbit tal-batterija	10
49	Ma tiġix segwita l-proċedura tat-teħid ta' ritratti	10
50	Ma tispezzjonax kif suppost in-numru tal-makna	10
51	Erba' kontravenzjonijiet ripetuti tal-istess xorta magħmulin mill-istess persuna li tittestja	5
52	Tagħmel test fuq vettura li l-klassi tagħha l-persuna li tagħmel it-testijiet ma tkunx kwalifikata li tittestja	50
53	Tikkondizzjona bil-quddiem lis-sid ta' vettura li jsewwi jew jagħmel aġġustamenti kif indikati fir-riżultat tat-test fl-istess stazzjon fejn isir it-test	100
54	Isir test fuq vettura li, minnufih qabel dak it-test, il-persuna li tittestja tkun diġà għamlet tiswijiet fuq partijiet li jkunu ser jiġu ttestjati	100

".

Iżid skeda ġdida mar-regolamenti prinċipali.

26. Minnufih wara t-Tnax-il Skeda li tinsab mar-regolamenti prinċipali għandha tiżdied din l-iskeda ġdida li ġejja:

VERŻJONI ELETTRONIKA

"IT-TLETTAX-IL SKEDA
(Regolament 18A)

Proċedura dwar it-teħid u l-preżentazzjoni ta' ritratti
tal-vetturi li jkun qiegħed isirilhom it-test dwar jekk humiex tajbin għat-triq

1. Il-persuna li tittestja għandha tieħu ritratt ta' kull vettura li tiġi spezzjonata f'kull ġurnata.

2. Ir-ritratt għandu jittieħed minn post adatt fl-istazzjon tal-VRT.

3. L-ewwel ritratt li jittieħed għandu juri n-naħa tax-xellug tal-parti ta' quddiem tal-vettura flimkien man-numru tar-reġistrazzjoni tal-vettura. Fejn ma jkunx hemm pjanċa tan-numru mwaħħla mal-vettura għandu jittieħed it-tieni ritratt li għandu jkun juri n-numru tax-*chassis* tal-istess vettura jew il-pjanċa tan-Numru ta' Identifikazzjoni tal-Vettura (NIV).

4. Din il-proċedura hija applikabbli għall-vetturi kollha li huma soġġetti għat-test tal-VRT.

5. Vetturi użati li jiġu importati jew miġjuba f'Malta u li jkunu meħtieġa li jiġu spezzjonati qabel ma jiġu reġistrati mill-Awtorità u li ma jkollhomx numru tar-reġistrazzjoni, għandhom ikollhom ukoll l-aħħar tliet ċifri tan-numru tax-*chassis* imqiegħda fuq il-*windscreen* qabel ma jittieħed ir-ritratt. L-istess proċedura tkun applikabbli jekk il-vettura tkun teħtieġ li jsirilha t-tieni test.

6. Kull ritratt meħud għandu juri d-data u l-ħin korretti ta' meta jkun ittieħed; jiġifieri eżatt qabel ma jibda t-test tal-VRT.

7. L-aġġustament tal-ħin tal-kamera għandu jkun bħall-ħin li jkun jidher fis-*software* u l-*printouts* tal-istazzjon tal-VRT.

8. Ir-ritratti kollha li jittieħdu matul kull ġurnata għandhom jiġu kkupjati fuq CD jew fuq *harddisk* f'dik il-ġurnata mill-istazzjon tal-VRT.

9. CD li jkun fiha r-ritratti meħuda fix-xahar ta' qabel għandha titwassal fit-Taqsima Teknika tal-Awtorità mhux aktar tard mill-ħmistax-il jum tax-xahar ta' wara, flimkien mar-rapport tax-xahar ta' qabel dwar it-testijiet tal-VRT li jkunu saru mill-istazzjon rispettiv u l-Awtorità għandha tagħti rċevuta li tkun tikkonferma li rċeviet l-imsemmija CD bir-ritratti.

10. Id-dejta bir-ritratti għandha tinżamm mill-istazzjon tal-VRT f'*harddisk* għal mhux inqas minn tliet xhur.

11. Vetturi li jkunu soġġetti għal xi test ieħor għandhom jiġu fotografati skont id-dispożizzjonijiet tal-partiti 3 u 5.".

VERŻJONI ELETTRONIKA

L.N. 49 of 2012

TRAFFIC REGULATION ORDINANCE
(CAP. 65)

Motor Vehicles Roadworthiness Test (Amendment) Regulations, 2012

IN exercise of the powers conferred by article 54 of the Traffic Regulation Ordinance, the Minister for Infrastructure, Transport and Communications, after consultation with the Authority for Transport in Malta, has made the following regulations:-

1. The title of these regulations is the Motor Vehicles Roadworthiness Test (Amendment) Regulations, 2012 and they shall be read and construed as one with the Motor Vehicles Roadworthiness Test Regulations, 1998 hereinafter referred to as "the principal regulations". Title. L.N. 126 of 1998.

2. Regulation 2 of the principal regulations shall be amended as follows: Amends regulation 2 of the principal regulations.

(a) immediately before the definition "authorisation" there shall be inserted the following new definition:

" "ambulance" means a category M motor vehicle intended for the transport of sick or injured people and having special equipment for such purpose;";

(b) immediately after the definition "authorisation" there shall be inserted the following new definition:

" "Authority" mean the Authority for Transport in Malta established under the Authority for Transport in Malta Act;"; Cap. 499.

(c) immediately after the new definition "Authority" there shall be inserted the following new definition:

" "category M vehicle" means a motor vehicle with at least four wheels designed and constructed for the carriage of passengers, and it comprises M1, M2 and M3 vehicles;";

(d) the definition “competent authority” and “Authority” shall be deleted;

(e) immediately after the definition “company” there shall be inserted the following new definition:

“ “chauffeur driven vehicle” means an M1 motor vehicle registered and licensed to be hired from a public service garage to be driven by the owner of such garage or by his employee;”;

(f) immediately after the new definition “chauffeur driven vehicle” there shall be inserted the following new definitions:

“ “Directive 2000/30/EC” means Directive 2000/30/EC of the European Parliament and of the Council on the technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community, as amended;

“Directive 2009/40/EC” means Directive 2009/40/EC of the European Parliament and of the Council on roadworthiness tests for motor vehicles and their trailers, as amended;”;

(g) immediately after the definition “the European Union” there shall be inserted the following new definition:

“ “first registration” means the date on which a vehicle was first registered whether in Malta or in any other country;”:

(h) the definition “gross vehicle weight” shall be deleted;

(i) the definition “g.v.w.” shall be deleted;

(j) immediately after the definition “goods vehicle” there shall be inserted the following new definition:

“ “hearse” means a motor vehicle of category M intended for the transport of deceased people and having special equipment for such purpose;”;

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(k) for the definition “heavy vehicles” there shall be substituted the following:

“ “heavy vehicles” means all types of vehicles the maximum permissible mass of which exceeds 3.5 tonnes;”;

(l) immediately after the definition “heavy vehicles” there shall be inserted the following new definition:

“heavy goods vehicle” means a motor vehicle having a maximum permissible mass exceeding 3.5 tonnes, used for the carriage of goods;

(m) the definition “light passenger vehicle” shall be deleted;

(n) for the definition “light vehicles” there shall be substituted the following:

“ “light vehicles” means all types of vehicles the maximum permissible mass of which does not exceed 3.5 tonnes;”;

(o) immediately after the definition “light vehicles” there shall be inserted the following new definition:

“ “light goods vehicle” means a motor vehicle having a maximum permissible mass not exceeding 3.5 tonnes, used for the carriage of goods;”;

(p) immediately after the new definition “light goods vehicles” there shall be inserted the following new definitions:

“ “M1 vehicle” means a motor vehicle used for the carriage of not more than eight persons excluding the driver;

“M2 vehicle” means a motor vehicle used for the carriage of more than eight persons, excluding the driver, and having a maximum mass not exceeding 5 tonnes;

“M3 vehicle” means a motor vehicle used for the carriage of more than eight persons, excluding the driver, and having a maximum mass exceeding 5 tonnes;”;

(q) immediately after the definition "manuals" there shall be inserted the following new definition:

" "maximum permissible mass" means the maximum technically permissible laden mass of a motor vehicle as stated by the manufacturer;";

(r) immediately after the definition "Minister" there shall be inserted the following new definition:

" "moped" means a two-wheel vehicle (category L1e) or a three-wheel vehicle (category L2e) with a maximum design speed of not more than 45 kilometres per hour;";

(s) immediately after the new definition "moped" there shall be inserted the following new definition:

" "motorcycle" means a two-wheel vehicle without a sidecar (category L3e) or with a sidecar (category L4e), fitted with an engine having a cylinder capacity of more than 50 cm^3 if of the internal combustion type and, or having a maximum design speed of more than 45 kilometres per hour;";

(t) immediately after the new definition "motorcycle" there shall be inserted the following new definition:

" "motor tricycle" means a vehicle with three symmetrically arranged wheels (category L5e) fitted with an engine having a cylinder capacity of more than 50 cm3 if of the internal combustion type and, or having a maximum design speed of more than 45 kilometres per hour;";

(u) immediately after the definition "motor vehicle" there shall be inserted the following new definitions:

" "N1 vehicle" means a motor vehicle used for the carriage of goods and having a maximum mass not exceeding 3.5 tonnes;

"N2 vehicle" means a motor vehicle used for the carriage of goods and having a maximum mass exceeding 3.5 tonnes but not exceeding 12 tonnes;
"N3 vehicle" means a motor vehicle used for

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the carriage of goods and having a maximum mass exceeding 12 tonnes;";

(v) immediately after the definition "normal working days" there shall be inserted the following definitions:

" "O1 trailer" means a trailer with a maximum mass not exceeding 0.75 tonnes;

"O2 trailer" means a trailer with a maximum mass exceeding 0.75 tonnes but not exceeding 3.5 tonnes;

"O3 trailer" means a trailer with a maximum mass exceeding 3.5 tonnes but not exceeding 10 tonnes;

"O4 trailer" means a trailer with a maximum mass exceeding 10 tonnes;";

(w) immediately after the definition "prescribed requirement" there shall be inserted the following new definition:

" "private passenger and light commercial vehicle" shall, for the purposes of these regulations, include private passenger vehicles (not used for hire or reward), vehicles licensed to be hired or leased, taxis, chauffeur driven M1 vehicles, ambulances, caravans, dual purpose vehicles and light goods vehicles;";

(x) for the definition "public service vehicle" there shall be substituted the following:

" "public service vehicle" means a motor vehicle adapted to carry more than eight passengers and which is used for carrying passengers for hire or reward;

(y) immediately after the definition "public service vehicle" there shall be inserted the following new definitions:

" "quad bike" means a four-wheeled bike with handlebars whose maximum design speed is more than 45 km per hour;

"quadricicyle" means a vehicle with four wheels whose unladen mass is not more than 400 kg (category

L7e) (550 kg for vehicles intended for carrying goods), not including the mass of batteries in the case of electric vehicles, and whose maximum net engine power does not exceed 15 kW;";

(z) in the definition "technical roadside inspection" for the words "the competent authority" there shall be substituted the words "the Authority";

(aa) for the definition "trailer and other towed vehicle" there shall be substituted the following:

" "trailer" means any non-self-propelled vehicle on wheels (category O) which is designed and constructed to be towed by a motor vehicle, and it includes a semi-trailer;";

(bb) in the definition "V.R.T" for the words ""V.R.T." means" there shall be substituted the words ""VRT" means"; and

(cc) immediately after the definition "VRT" there shall be added the following new definition:

" "VRT certificate" means the certificate issued in respect of a vehicle which has passed the roadworthiness test.".

General amendment to the principal regulations.

3. In the principal regulations, for the words "licensed tester" or "licensed vehicle tester", wherever they appear other than in sub-regulation (2) of regulation 5, there shall be substituted the word "tester".

Adds new regulation 3A to the principal regulations.

4. Immediately after regulation 3 of the principal regulations there shall be inserted the following new regulation:

"Items to be tested.

3A. (1) The items to be tested shall be those listed in Annex II to Directive 2009/40/EC as amended by Commission Directive 2010/48/EU and those listed in paragraphs C to I in the First Schedule.

(2) The provisions of paragraph 3 of the said Annex shall apply as from the 31st December, 2013.".

Amends regulation 5 of the principal regulations.

5. For sub-regulation (2) of regulation 5 of the principal regulations there shall be substituted the following:

"(2) Vehicles of the Armed Forces of Malta shall be tested annually by a qualified tester at a station established and operated by the said Armed Forces.".

6. In regulation 7 of the principal regulations, for the words "no licence shall be issued" there shall be substituted the words "no circulation licence shall be issued or renewed".

Amends regulation 7 of the principal regulations.

7. In sub-regulation (1)(a) of regulation 14 of the principal regulations, for the words "as is specified in the tester's licence" there shall be substituted the words "which he is qualified and registered to test".

Amends regulation 14 of the principal regulations.

8. Immediately after regulation 18 of the principal regulations there shall be inserted the following new regulation:

Adds new regulation 18A to the principal regulations.

"Vehicles to be photographed.

18A (1) Every motor vehicle undergoing a roadworthiness test in accordance with the provisions of these regulations shall be photographed in the testing station by the operator or by the tester.

(2) The photographs referred to in sub-regulation (1) shall be taken and presented to the Authority in accordance with the procedure laid down in the Thirteenth Schedule.".

9. Regulation 19 of the principal regulations shall be amended as follows:

Amends regulation 19 of the principal regulations.

(a) in sub-regulation (1) thereof, for the words "licensed testers and inspectors" there shall be substituted the words "testers and inspectors";

(b) in the Maltese text of sub-regulation (2) thereof, for the words "tal-persuna liċenzjata li kienet responsabbli" there shall be substituted the words "tal-persuna li kienet responsabbli".

10. In paragraph (e) of regulation 28 of the principal regulations the words "and the Sixth Schedule" shall be deleted.

Amends regulation 28 of the principal regulations.

11. In the English text of regulation 29 of the principal regulations, for the words "to be approved by him" there shall be substituted the words "to be approved by the said Authority".

Amends regulation 29 of the principal regulations.

Amends regulation 30 of the principal regulations.

12. In regulation 30 of the principal regulations, for the words "Class IIA vehicles (used for the transport of passengers) and Class III vehicles" there shall be substituted the words "Category I, Category II, Category III and Category V vehicles".

Amends regulation 31 of the principal regulations.

13. In paragraph (c) of regulation 31 of the principal regulations, for the words "in the checklist in the Tenth Schedule" there shall be substituted the words "to be checked listed in item 10 of Annex I of Directive 2000/30/EC as amended by Commission Directive 2010/47/EU".

Amends regulation 32 of the principal regulations.

14. In regulation 32 of the principal regulations, for the words "in the Eleventh Schedule" there shall be substituted the words "in Annex II of Directive 2000/30/EC as amended by Commission Directive 2010/47/EU".

Amends regulation 33 of the principal regulations.

15. In regulation 33 of the principal regulations, for the words "in the Tenth Schedule" there shall be substituted the words "in item 10 of Annex I of Directive 2000/30/EC as amended by Commission Directive 2010/47/EU".

Adds new regulation 33A to the principal regulations.

16. Immediately after regulation 33 of the principal regulations, there shall be inserted the following new regulation:

"Report relating to inspection and prohibition of use.

33A. (1) Roadside technical inspections shall be carried out by inspecting officers authorised by the Authority.

(2) The inspecting officer shall, while carrying out a roadside technical inspection, draw up a report which shall comply with the specimen report contained in Annex I of Directive 2000/30/EC as amended by Commission Directive 2010/47/EU.

(3) Where an inspecting officer considers that deficiencies in the maintenance of a vehicle may represent a safety risk such that, as regards the brakes in particular, further examination is justified, the vehicle shall be subjected to a more elaborate test at a nearby testing centre.

(4) Where it becomes clear that a vehicle presents a serious risk to its occupants or other road users either during the roadside inspection or during the more elaborate test referred to in sub-regulation (3), use

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of that vehicle shall be prohibited until the dangerous deficiencies discovered have been rectified.

(5) The Authority shall, without prejudice to any prosecution, report serious deficiencies found in a vehicle belonging to a person residing in any other Member State, in particular those resulting in a ban on use, to the competent authorities of that State, using the report prepared by the inspecting officer.".

Amends the First Schedule to the principal regulations.

17. The First Schedule to the principal regulations shall be amended as follows:

(a) for paragraph A thereof there shall be substituted the following:

"A. The requirements established by the Vehicle and Operator Services Agency of the United Kingdom as contained in the following manuals and their subsequent updates and amendments:

(a) The Motor Bicycle and Sidecar Testing Manual (2011 edition)

(b) The Private Passenger and Light Commercial Testing Manual (2011 edition)

(c) The Heavy Goods Vehicle Inspection Manual (2011 edition)

(d) The Public Service Vehicle Inspection Manual (2011 edition)";

(b) in paragraph C thereof, for the words "Class I Vehicles" there shall be substituted the words "Category VII Vehicles", and for the words "Class II Vehicles and Class III Vehicles" there shall be substituted the words "Category I, Category II, Category IV, Category V and Category VI vehicles";

(c) in paragraph D thereof, for the words "All Class III vehicles" there shall be substituted the words "All Category I and Category II vehicles", for the words "Commercial vehicles", wherever they appear, there shall be substituted the words "N2 and N3 vehicles", and for the words "Vehicles

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used for national transport of passengers" there shall be substituted the words "M2 and M3 vehicles";

(d) immediately after paragraph F thereof, there shall be added the following new paragraphs:

"G. Active fire extinguishers in N1, N2, N3, M2 and M3 vehicles and in taxis.

H. Glass breaking hammer in public service vehicles (M2 and M3 vehicles).

I. Spray suppression system on N2, N3, M2 and M3 vehicles.".

Substitutes the Second Schedule to the principal regulations.

18. For the Second Schedule to the principal regulations there shall be substituted the following:

"SECOND SCHEDULE
(Regulations 4, 10 and 30)

Classification of Vehicles

Motor vehicles are classified as follows for testing purposes:

CATEGORY I	-	Motor vehicles used for the carriage of passengers and which can carry more than eight persons excluding the driver (M2 and M3 vehicles)
CATEGORY II	-	Motor vehicles used for the carriage of goods and having a maximum permissible mass exceeding 3.5 tonnes (N2 and N3 vehicles)
CATEGORY III	-	Trailers and semi-trailers (category O – O1, O2, O3 and O4)
CATEGORY IV	-	Taxis Chauffeur driven vehicles M1 vehicles licensed for hire or leasing Ambulances Caravans
CATEGORY V	-	Motor vehicles having at least four wheels, normally used for the road carriage of goods and with a maximum mass not exceeding 3.5 tonnes (N1 vehicles)
CATEGORY V1	-	Motor vehicles having at least four wheels, used for the carriage of passengers and which can carry no more than eight persons excluding the driver, including Hearses (M1 vehicles)
CATEGORY VI1	-	Mopeds, Motorcycles, Motor Tricycles, Quadricycles and Quad bikes

19. For item 4 in the Third Schedule to the principal regulations, there shall be substituted the following:

Amends the Third Schedule to the principal regulations.

"4. DECLARATION

(a) I/we apply to be authorised to act as a contracted operator in respect of:
(please tick appropriate box/boxes – application may be made in respect of all classes)

☐ Class 1 authorisation – vehicles in category VII

☐ Class 2 authorisation – vehicles in category I, IV, V, VI (not exceeding 3.5 tonnes)

☐ Class 3 authorisation – vehicles in category I, II (exceeding 3.5 tonnes)

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(b) I/we understand that:

(i) the possession of premises and equipment which appear to be suitable does not mean that authorisation would be granted;

(ii) applicants will have to comply with all the requirements of the Motor Vehicles Roadworthiness Test Regulations

Signature [ ] Date [ ]
".

Amends the Fourth Schedule to the principal regulations.

20. In the Fourth Schedule to the principal regulations, for the words "Gross Vehicle Weight", wherever they appear, there shall be substituted the words "maximum permissible mass".

Substitutes the Eighth Schedule to the principal regulations.

21. For the Eighth Schedule to the principal regulations, there shall be substituted the following:

"EIGHTH SCHEDULE
(Regulations 19 and 20)

Fees* and Frequency of Tests

Category of vehicle	Full Fee €	Frequency of Tests
Category I Motor vehicles used for the carriage of passengers and with more than eight seats excluding the driver's seat (M2 and M3 vehicles)		
- Vehicles with a maximum permissible mass not exceeding 3.5 tonnes	26.32	B
- Vehicles with a maximum permissible mass exceeding 3.5 tonnes	31.10	B
Category II Motor vehicles used for the carriage of goods and having a maximum permissible mass exceeding 3.5 tonnes (N2 and N3 vehicles)	31.10	B
Category III Trailers and semi-trailers		
- with a maximum permissible mass not exceeding 3.5 tonnes	26.32	C
- with a maximum permissible mass exceeding 3. 5 tonnes	31.10	B
Category IV		
Taxis	20.27	B
Chauffeur driven vehicles	20.27	B
M1vehicles licensed for hire or leasing	20.27	D
Ambulances	20.27	B
Caravans	20.27	B

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Category V Motor vehicles having at least four wheels, normally used for the road carriage of goods and with a maximum permissible mass not exceeding 3.5 tonnes (N1 vehicles)	26.32	B
Category VI Motor vehicles having at least four wheels, used for the carriage of passengers and with no more than eight seats excluding the driver's seat, including Hearses (M1 vehicles)	20.27	D
Category VII Mopeds, Motorcycles, Motor Tricycles, Quadricicyles and Quad Bikes	14.33	A
Imported used vehicles 1. A used vehicle brought into Malta from another Member State shall be covered by a VRT certificate if the vehicle has already been subjected to its first roadworthiness test in accordance with Annex I of the Directive. The Authority, however, may for justified reasons require any such vehicle to be submitted for a roadworthiness test prior to registration.	As above according to category	
2. A used vehicle imported from a third country shall undergo a roadworthiness test prior to registration if the vehicle has already been subjected to its first roadworthiness test in accordance with Annex I of the Directive.	As above according to category	

* Fees inclusive of VAT

Frequency of test:

A. Not subject to test
B. One year from date of first registration and annually thereafter
C. Two years from date of first registration and biennially thereafter
D. Four years from date of first registration and biennially thereafter".

22. For the Ninth Schedule to the principal regulations, there shall be substituted the following:

Substitutes the Ninth Schedule to the principal regulations.

“NINTH SCHEDULE
(Regulation 19)

Authority for Transport Administrative Charge

Category of vehicle	Administrative charge €
Category I Motor vehicles used for the carriage of passengers and with more than eight seats excluding the driver’s seat (M2 and M3 vehicles)	
- Vehicles with a maximum permissible mass not exceeding 3.5 tonnes	0.70
- Vehicles with a maximum permissible mass exceeding 3.5 tonnes	0.70
Category II Motor vehicles used for the carriage of goods and having a maximum permissible mass exceeding 3.5 tonnes (N2 and N3 vehicles)	0.70
Category III Trailers and semi-trailers	
- with a maximum permissible mass not exceeding 3.5 tonnes	0.70
- with a maximum permissible mass exceeding 3.5 tonnes	0.70
Category IV	
Taxis	0.45
Chauffeur driven vehicles	0.45
M1 vehicles licensed for hire or leasing	0.45
Ambulances	0.45
Caravans	0.45
Category V Motor vehicles having at least four wheels, normally used for the road carriage of goods and with a maximum permissible mass not exceeding 3.5 tonnes (N1 vehicles)	0.70
Category VI Motor vehicles having at least four wheels, used for the carriage of passengers and with no more than eight seats excluding the driver’s seat, including Hearses (M1 vehicles)	0.45
Category VII Mopeds, Motorcycles, Motor Tricycles, Quadricicyles and Quad Bikes	0.80
Imported used vehicles	As above according to category

”.

Deletes the Tenth Schedule to the principal regulations.

23. The Tenth Schedule to the principal regulations shall be deleted.

Deletes the Eleventh Schedule to the principal regulations.

24. The Eleventh Schedule to the principal regulations shall be deleted.

Substitutes the Twelfth Schedule to the principal regulations.

25. For the Twelfth Schedule to the principal regulations there shall be substituted the following:

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“TWELFTH SCHEDULE
(Regulation 21)

Penalty Points System used to determine the number of penalty points to be endorsed for breaches committed by an operator or by a tester

Item	Offence	Points	
		Operator	Tester
1	Operating without an assistant tester	5	
2	No MOT inspection manual in test lane	5	
3	VRT station not clean or unsafe for the tester and the public	30	
4	Testing with faulty or without VRT equipment, or with an expired calibration certificate	50	
5	Conducting and providing services other than a service which forms part of a VRT test within the designated area approved by the Authority for Transport in Malta during operating hours	20	
6	Test carried out by unregistered tester	1,000	
7	Conviction of a serious offence not necessarily connected with vehicle mandatory testing but which could affect the proper conduct of testing	1,000	150
8	Additionally penalty points to operators who have five offences totalling at least 250 points within a period of thirty six months	1,000	
9	Not carrying out all preliminary checks		5
10	Not updating the online system within stipulated times and/or not adhering to other administrative procedures		5
11	Not checking chassis number (or VIN) properly		20
12	Failure to carry out the correct test procedures as stipulated in the VRT manual and its amendments or to input correct vehicle data as stipulated in the VRT manual prior to carrying out an official test on that particular vehicle		20
13	Overlooking a fault in position lights		10
14	Overlooking a fault in signalling lights		10
15	Overlooking a fault in driving lights		10
16	Overlooking a fault in tell-tale lights		10
17	Overlooking a fault in service brakes		100
18	Overlooking a fault in parking brakes		20
19	Overlooking a fault in steering other than torn bellows		50
20	Overlooking a fault in tyres		50
21	Overlooking a fault in suspension		50
22	Overlooking a fault in windscreen		20
23	Overlooking a fault in exhaust system		25
24	Overlooking a fault in noise		30
25	Overlooking a fault in emission from spark ignition engines		50
26	Overlooking a fault in compression ignition engine exhaust smoke		50
27	Overlooking a missing or tampered with diesel pump seal		50
28	Overlooking a fault in wipers		15
29	Overlooking a half shaft torn bellows		20
30	Overlooking a steering torn bellows		20
31	Overlooking tinted glass		5
32	Overlooking a fault in seatbelts		30
33	Overlooking lack of pedal rubber pads		5

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34	Overlooking a fault in seat structure	10
35	Overlooking body rust	20
36	Overlooking a fault in windscreen washers	10
37	Overlooking a fault in wheel bearings	10
38	Overlooking a fault in wheel studs	10
39	Overlooking a fault in rear view mirrors	15
40	Overlooking lack of fire extinguisher	10
41	Overlooking lack of glass breaking hammer	10
42	Overlooking lack of spray suppression system	10
43	Overlooking a fault in braking system warning device	50
44	Overlooking a fault in fuel system	20
45	Overlooking a fault on couplings devices	50
46	Overlooking a fault in door locks	10
47	Overlooking a missing First Aid Kit (Public Transport Vehicle only)	10
48	Overlooking a fault on securities of batteries	10
49	Not checking engine number correctly	10
50	Photo procedure not followed	10
51	Four repeat offences of the same type by the same tester	5
52	Conducting a test on a vehicle the class of which the tester is not qualified to test	50
53	Preconditioning a vehicle owner to effect repairs or adjustments as indicated in the test result at the same premises	100
54	Carrying our a roadworthiness test on a motor vehicle on which the tester has, immediately prior the test, carried out repairs to testable items	100

”.

Add new Schedule to the principal regulations.

26. Immediately after the Twelfth Schedule to the principal regulations there shall be added the following new schedule:

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“THIRTEENTH SCHEDULE
(Regulation 18A)

Procedure for taking and presenting photographs of vehicles
undergoing the roadworthiness test

1. The VRT tester shall take a photograph of every vehicle that is tested each day.

2. The photograph shall be taken from a suitable area within the VRT station.

3. The first photograph shall capture the left front of the vehicle together with the vehicle registration number. Where no registration plate is fitted to the vehicle, a second photograph shall be taken showing the chassis number or Vehicle Identification Number (VIN) plate of the same vehicle.

4. This procedure is applicable to all vehicles subject to a VRT test.

5. Used vehicles imported or brought into Malta which would be required to be tested prior to registration by the Authority and which do not carry a registration number, shall also have the last three digits of the chassis number clearly placed on the windscreen prior to the taking of the photograph. The same procedures apply if the vehicle requires a second test.

6. Every photograph taken shall display the correct date and time of when it was taken; i.e just before the commencement of the VRT test.

7. The time setting of the camera has to match with that of the VRT station software/printouts set time.

8. All photographs taken on each day shall be copied on a CD or harddisk that same day by the VRT Station.

9. A CD containing all the photographs of the previous month shall be forwarded to the Authority’s Technical Unit by not later than the fifteenth day of the following month, together with the previous month’s report of VRT tests undertaken by the respective station and the Authority shall acknowledge the receipt of the said CD containing the photographs.

10. Data of photographs is to be kept on a VRT station harddisk for no less than three months.

11. Vehicles that are subject to a VRT retest, shall be photographed in accordance with the provisions of items 3 and 5.

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