STATUTORY INSTRUMENTS.

S.I. No. 132 of 2023

COMMERCIAL VEHICLE ROADWORTHINESS (ROADSIDE ENFORCEMENT) (AMENDMENT) REGULATIONS 2023
S.I. No. 132 of 2023

COMMERCIAL VEHICLE ROADWORTHINESS (ROADSIDE ENFORCEMENT) (AMENDMENT) REGULATIONS 2023

I, EAMON RYAN, Minister for Transport, in exercise of the powers conferred on me by section 32 of the Road Safety Authority (Commercial Vehicle Roadworthiness) Act 2012 (No. 16 of 2012) (as adapted by the Transport, Tourism and Sport (Alteration of Name of Department and Title of Minister) Order 2020 (S.I. No. 351 of 2020)) and for the purpose of giving further effect to Articles 4, 10 and 16(2) of Directive 2014/47/EU of the European Parliament and of the Council of 3 April 2014\(^1\), as amended by Commission Delegated Directive (EU) 2021/1716 of 29 June 2021\(^2\), hereby make the following regulations:

1. (1) These Regulations may be cited as the Commercial Vehicle Roadworthiness (Roadside Enforcement) (Amendment) Regulations 2023.
   
   (2) These Regulations shall come into operation on 3 April 2023.

2. The Commercial Vehicle Roadworthiness (Roadside Enforcement) Regulations 2018 (S.I. No. 161 of 2018) are amended by the substitution of the Schedule to these Regulations for Schedule 1 to those Regulations.

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1 OJ L 127, 29.4.2014, p. 134
2 OJ L 342, 27.9.2021, p. 45

Notice of the making of this Statutory Instrument was published in “Íris Oifigiúil” of 31st March, 2023.
**SCHEDULE**

**“SCHEDULE 1”**

*Regulation 5*

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**Initial Technical Roadside Inspection**

**EU Directive 2014/49/EU**

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**INSTRUCTIONS FROM CVI INSPECTOR**

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### PLACE OF CONTROL

<table>
<thead>
<tr>
<th>OBJECT</th>
<th>LOCATION AND ROAD NUMBER</th>
<th>DATE</th>
<th>TIME</th>
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<tbody>
<tr>
<td>CVI INSPECTION</td>
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### VEHICLE

<table>
<thead>
<tr>
<th>REG. NO.</th>
<th>DRIVING EXPIRY</th>
<th>CATEGORY</th>
<th>VIN</th>
<th>MR EXEMPTION</th>
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### TRAILER

<table>
<thead>
<tr>
<th>REG. NO.</th>
<th>LOW EXPIRY</th>
<th>CATEGORY</th>
<th>VIN</th>
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### OPERATOR/OWNED DETAILS

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>NRIC/ISN</th>
<th>NATIONALITY</th>
<th>PHONE NUMBER</th>
<th>NATIONALITY</th>
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### DRIVER DETAILS

<table>
<thead>
<tr>
<th>NAME</th>
<th>DRIVERS LICENCE NUMBER</th>
<th>DATE OF BIRTH</th>
<th>PHONE NO.</th>
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### INFRACTIONS

<table>
<thead>
<tr>
<th>VEHICLE</th>
<th>TRAILER</th>
<th>RESULT OF CHECK</th>
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<tbody>
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</tbody>
</table>

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### DEFECTS

<table>
<thead>
<tr>
<th>DEFECTS</th>
<th>VEHICLE</th>
<th>TRAILER</th>
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**OUTCOME**

<table>
<thead>
<tr>
<th>VEHICLE DEFECTS DESCRIPTION</th>
<th>TRAILER DEFECTS DESCRIPTION</th>
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<tbody>
<tr>
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<td></td>
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</tbody>
</table>

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**OUR INSPECTOR’S SIGNATURE**

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**DRIVER’S SIGNATURE**

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**PLEASE NOTE:** Minor defects assessed in accordance with regulations and without the use of test equipment such as a Roll Test. As such, these defects do not affect the vehicle’s technical fitness or affect the saleability of the vehicle. It must be noted that the vehicle has undergone a full inspection and assessment. It is the responsibility of the owner of a vehicle that the vehicle is maintained in a roadworthy condition. Any vehicle that is found to be unroadworthy and in breach of regulations may be subject to prosecution. Any Court proceedings in relation to the use of unroadworthy vehicles are brought under the Road Traffic Act 1998. Relevant details of the person/company convicted and the penalty applied by the Court are published on the RSA website at www.rsa.ie.
GIVEN under my Official Seal

EAMON RYAN,
Minister for Transport.
EXPLANATORY NOTE

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

These Regulations replace Schedule 1 of the Commercial Vehicle Roadworthiness (Roadside Enforcement) Regulations 2018 (S.I. No. 161 of 2018), with a revised Schedule to provide for minor changes and to ensure alignment with both the Road Safety Authority (Commercial Vehicle Roadworthiness) Act 2012 and Directive 2014/47/EU.