



STATUTORY INSTRUMENTS.

S.I. No. 132 of 2023



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

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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 2014¹, as amended by Commission Delegated Directive (EU) 2021/1716 of 29 June 2021², 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.

¹ OJ L 127, 29.4.2014, p. 134

² OJ L 342, 27.9.2021, p. 45

SCHEDULE
 “SCHEDULE 1

Regulation 5

Initial Technical Roadside Inspection

EU Directive 2014/47/EU

No.

Please quote this number on all correspondence



INSTRUCTIONS FROM CVR INSPECTOR

PLACE OF CONTROL	
COUNTY	LOCATION AND ROAD NUMBER
CVR INSPECTOR	DATE TIME

VEHICLE				
REG. NO.	CRW EXPIRY	CATEGORY	VIN	MILES/KMs/Hrs

TRAILER			
LICENCE NO.	CRW EXPIRY	CATEGORY	VIN

OPERATOR/OWNER DETAILS	
VEHICLE OPERATOR/OWNER	TRAILER OPERATOR/OWNER
NAME	NAME
ADDRESS	ADDRESS
EIRCODE	EIRCODE
RTOL NUMBER	NATIONALITY
PHONE NUMBER	
NATIONALITY	

DRIVER DETAILS		
NAME	DRIVERS IDENTIFICATION TYPE: DL <input type="checkbox"/> DC <input type="checkbox"/> CPC <input type="checkbox"/>	
DATE OF BIRTH	PHONE NO.	DRIVERS LICENCE NUMBER

INFRINGEMENTS			
VEHICLE/TRAILER			
V T	V T	T	V T
<input type="checkbox"/> CRW expired	<input type="checkbox"/> Authorisation plate not compatible	<input type="checkbox"/> Not licenced	<input type="checkbox"/> Speed disc missing/incorrect
<input type="checkbox"/> CRW not displayed	<input type="checkbox"/> Authorisation plate missing		<input type="checkbox"/> Manufacturer's plate missing incorrect

	VEHICLE			TRAILER			RESULT OF CHECK	
	PASSED	FAILED	NOT CHECKED	PASSED	FAILED	NOT CHECKED	VEHICLE	TRAILER
0 Identification							Pass	<input type="checkbox"/>
1 Braking equipment							Minor, no follow-up	<input type="checkbox"/>
2 Steering							Minor, follow-up	<input type="checkbox"/>
3 Visibility				N/A	N/A	N/A	Major, no follow-up	<input type="checkbox"/>
4 Lighting equipment & electric systems							Major, follow-up	<input type="checkbox"/>
5 Axles, wheels, tyres, suspension							Dangerous,	<input type="checkbox"/>
6 Chassis and chassis attachments							no follow-up,	<input type="checkbox"/>
7 Other equipment incl. Tachograph & speed limitation device				N/A	N/A	N/A	defect(s) rectified	<input type="checkbox"/>
8 Nuisance including emissions and spillage of fuel and/or oil							Dangerous, follow-up	<input type="checkbox"/>
9 Supplementary tests for category M2 and M3 vehicles								<input type="checkbox"/>

EU CODE	VEHICLE DEFECTS DESCRIPTION	MD	Md	DD

EU CODE	TRAILER DEFECTS DESCRIPTION	MD	Md	DD

OUTCOME		
V T	V T	V T
<input type="checkbox"/> No action required	<input type="checkbox"/> Evidence of defect repairs in ___ days	<input type="checkbox"/> Vehicle detained
<input type="checkbox"/> Warning/advice/education	<input type="checkbox"/> Produce CRW	<input type="checkbox"/> Vehicle taken off road
<input type="checkbox"/> Repaired on-site	<input type="checkbox"/> Partial CVR test in ___ days (Enforcement test)	<input type="checkbox"/> Prohibition – delayed
<input type="checkbox"/> Proof of infringement rectification in ___ days	<input type="checkbox"/> Periodic CVR test requested in ___ days	<input type="checkbox"/> Prohibition – Immediate
<input type="checkbox"/> Proof of trailer licence in ___ days		<input type="checkbox"/> Put forward for prosecution

CVR INSPECTOR'S SIGNATURE	DRIVER'S SIGNATURE
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PLEASE NOTE: A limited visual assessment of the condition of the vehicle has been conducted under restricted circumstances and without the use of test equipment, such as a Roller Brake Tester. As such, there may be defects on the vehicle that have not been identified but which could affect the roadworthiness of the vehicle. It must not be interpreted that the vehicle has undergone a full examination and is otherwise free from defects. It is the responsibility of the owner of a vehicle that an effective maintenance system is in place to ensure that it is maintained in a roadworthy condition. Where Court proceedings are initiated by the Road Safety Authority against a person or company for alleged offences of road transport related legislation, relevant details of the person or company convicted and the penalty applied by the Court are published on the RSA website at www.rsa.ie

DEFECT CATEGORISATION

0	IDENTIFICATION OF THE VEHICLE	2	STEERING	4.8	Retro-reflectors, conspicuity markings and rear marker plates	7	OTHER EQUIPMENT
0.1	Registration number plates	2.1	Mechanical condition	4.8.1	Condition	7.1	Seat belts/buckle and restraint systems
0.2	Vehicle identification/chassis/serial number	2.1.1	Steering gear condition	4.8.2	Compliance with requirements	7.1.1	Security of mounting
1	BRAKING EQUIPMENT	2.1.2	Steering gear casing attachment	4.9	Tall-tale mandatory for lighting equipment	7.1.2	Condition
1.1	Mechanical condition and operation	2.1.3	Steering linkage condition	4.9.1	Condition and operation	7.1.3	Safety belt load limiter
1.1.1	Service brake pedal pivot	2.1.4	Steering linkage operation	4.9.2	Compliance with requirements	7.1.4	Safety belt pretensioners
1.1.2	Pedal condition and travel of brake operating device	2.2	Steering wheel and column	4.10	Electrical connections between towing vehicle and trailer or semi-trailer	7.1.5	Airbag
1.1.3	Vacuum pump or compressor and reservoirs	2.2.1	Steering wheel condition	4.11	Electrical wiring	7.1.6	SRS system
1.1.4	Low pressure warning gauge or indicator	2.2.2	Steering column & dampers	4.12	Non-obligatory lamps and reflectors	7.2	Fire extinguisher
1.1.5	Hand-operated brake control valve	2.3	Steering play	4.13	Battery/batteries	7.3	Locks and anti-theft device
1.1.6	Parking brake activator, level control, parking brake ratchet	2.4	Wheel alignment	5	AXLES, WHEELS, TYRES AND SUSPENSION	7.4	Warning triangle (if required)
1.1.7	Braking valves (foot valves, unloaders, governors)	2.5	Trailer steered axle turntable	5.1	Axles	7.5	First aid kit (if required)
1.1.8	Couplings for trailer brakes (electric and pneumatic)	2.6	Electronic Power Steering (EPS)	5.1.1	Axles	7.6	Wheel chocks/wedges (if required)
1.1.9	Energy storage reservoir pressure tank	3	VISIBILITY	5.1.2	Stub axles	7.7	Audible warning device
1.1.10	Brake servo units, master cylinder (hydraulic systems)	3.1	Field of vision	5.1.3	Wheel bearings	7.8	Speedometer
1.1.11	Rigid brake pipes	3.2	Condition of glass	5.2	Wheels and tyres	7.9	Tachograph (if fitted/required)
1.1.12	Flexible brake hoses	3.3	Rear view mirrors or devices	5.2.1	Road wheel hub	7.10	Speed limitation device (if fitted/required)
1.1.13	Brake linkings and pads	3.4	Windscreen wipers	5.2.2	Wheels	7.11	Odometer (if available)
1.1.14	Brake drums, brake discs	3.5	Windscreen washers	5.2.3	Tyres	7.12	Electronic stability control (ESC)
1.1.15	Brake cables, rods, levers, linkages	3.6	Demisting system	5.3	Suspension system	8	NUISANCE
1.1.16	Brake actuators (including spring brakes or hydraulic cylinders)	4	LAMPS, REFLECTORS, ELECTRICAL EQUIPMENT	5.3.1	Springs and stabilisers	8.1	Noise
1.1.17	Load sensing valve	4.1	Headlamps	5.3.2	Shock absorbers	8.1.1	Noise suppression system
1.1.18	Slack adjusters and indicators	4.1.1	Condition and operation	5.3.3	Torque tubes, radius arms, wishbones and suspension arms	8.2	Exhaust emissions
1.1.19	Endurance braking system (where fitted or required)	4.1.2	Alignment	5.3.4	Suspension joints	8.2.1	Petrol engine emissions
1.1.20	Automatic operation of trailer brakes	4.1.3	Switching	5.3.5	Air suspension	8.2.1.1	Exhaust emission control equipment
1.1.21	Complete braking system	4.1.4	Compliance with requirements	6	CHASSIS AND CHASSIS ATTACHMENTS	8.2.1.2	Gaseous emissions
1.1.22	Test connections	4.1.5	Levelling devices	6.1	Chassis or frame attachments	8.2.2	Diesel engine emissions
1.1.23	Overrun brake	4.1.6	Headlamp cleaning device	6.1.1	General condition	8.2.2.1	Exhaust emission control equipment
1.2	Service braking performance and efficiency	4.2	Front and rear position lamps, side marker lamps, end outline marker lamps and daytime running lamps	6.1.2	Exhaust pipes and silencers	8.2.2.2	Opacity
1.2.1	Performance	4.2.1	Condition and operation	6.1.3	Fuel tank and pipes (including heating fuel tank and pipes)	8.3	Electromagnetic interference suppression
1.2.2	Efficiency	4.2.2	Switching	6.1.4	Bumpers, lateral protection and rear under-run devices	8.4	Other items relating to the environment
1.3	Secondary (emergency) braking performance and efficiency	4.2.3	Compliance with requirements	6.1.5	Spare wheel carrier (if fitted)	8.4.1	Fluid leaks
1.3.1	Performance	4.3	Stop lamps	6.1.6	Coupling mechanisms and towing equipment	9	SUPPLEMENTARY TESTS FOR CATEGORY M₂ & M₃ VEHICLES
1.3.2	Efficiency	4.3.1	Condition and operation	6.1.7	Transmission	9.1	Doors
1.4	Parking braking performance and efficiency	4.3.2	Switching	6.1.8	Engine mountings	9.1.1	Entrance and exit doors
1.4.1	Performance	4.3.3	Compliance with requirements	6.1.9	Engine performance	9.1.2	Emergency exits
1.4.2	Efficiency	4.4	Direction indicator and hazard warning lamps	6.1.10	Trailer/semi-trailers (drawbar, kingpin coupling assembly, rubbing plate)	9.2	Demisting and defrosting systems
1.5	Endurance braking system performance	4.4.1	Condition and operation	6.1.11	Vehicle combination articulated bus coupling	9.3	Ventilation & heating systems
1.6	Anti-lock braking system (ABS)	4.4.2	Switching	6.2	Cab and bodywork	9.4	Seats
1.7	Electronic Brake system (EBS)	4.4.3	Compliance with requirements	6.2.1	Condition	9.4.1	Passenger seats
1.8	Brake fluid	4.4.4	Flashing frequency	6.2.2	Mounting	9.4.2	Driver's seat
		4.4.5	Beacon/flashing amber light	6.2.3	Doors and door catches	9.5	Interior lighting & destination device
		4.5	Front and rear fog lamps	6.2.4	Floor	9.6	Gangways, standing areas
		4.5.1	Condition and operation	6.2.5	Driver's seat	9.7	Stairs and steps
		4.5.2	Alignment	6.2.6	Other seats	9.8	Passenger communication system
		4.5.3	Switching	6.2.7	Driving controls	9.9	Notices
		4.5.4	Compliance with requirements	6.2.8	Cab steps	9.10	Requirements regarding the transportation of children
		4.6	Reversing lamps	6.2.9	Other interior and exterior fittings and equipment	9.10.1	Doors
		4.6.1	Condition and operation	6.2.10	Mudguards (wings), spray suppression devices	9.10.2	Signalling and special equipment
		4.6.2	Compliance with requirements			9.11	Requirements regarding the transportation of persons with reduced mobility
		4.6.3	Switching			9.11.1	Doors, ramps and lifts
		4.7	Rear registration plate lamp			9.11.2	Wheelchair restraint system
		4.7.1	Condition and operation			9.11.3	Signalling and special equipment
		4.7.2	Compliance with requirements				

CATEGORY OF VEHICLE	N1 (≤ 3.5 tonnes)	N2 (> 3.5 tonnes to 12 tonnes)	N3 (> 12 tonnes)	M2 (> 9 seats ≤ 5 tonnes)	M3 (> 9 seats > 5 tonnes)
	O3 (> 3.5 tonnes to 10 tonnes)	O4 (> 10 tonnes)	Tractor (Category T > 40km/hr)	OTHER VEHICLE CATEGORY	



GIVEN under my Official Seal
27 March, 2023.

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.

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