

1963 No. 2126

ROAD TRAFFIC

**The Vehicles (Conditions of Use on Footpaths)
Regulations 1963**

<i>Made - - - -</i>	<i>19th December 1963</i>
<i>Laid before Parliament</i>	<i>2nd January 1964</i>
<i>Coming into Operation</i>	<i>20th January 1964</i>

The Minister of Transport and the Minister of Power, acting jointly in exercise of their powers under section 49 of the Public Health Act 1961(a), and of all other powers them enabling in that behalf, hereby make the following Regulations :—

1. Section 49 of the Public Health Act 1961 shall come into force on the 20th January 1964, and these Regulations shall come into operation on that date and may be cited as the Vehicles (Conditions of Use on Footpaths) Regulations 1963.

2. The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3. The conditions under which the rights conferred by section 49 of the Public Health Act 1961 on authorities as therein specified may be exercised shall be those contained in the following Regulations.

4. As respects any appliance or vehicle, whether mechanically operated or propelled or not and whether laden or not, when used on footpaths, footways or bridleways—

(a) the weight of the appliance or vehicle shall not exceed one ton ;

(b) the weight transmitted to any strip of the surface of the footpath, footway or bridleway upon which the appliance or vehicle rests contained between any two parallel lines drawn two feet apart on that surface at right angles to the longitudinal axis of the appliance or vehicle shall not exceed twelve hundredweight and a half ;

(c) the weight transmitted to the surface of the footpath, footway or bridleway by any one wheel where no other wheel is in the same line transversely shall not exceed eight hundredweight, except in the case of a road roller in which case the said weight shall not exceed twelve hundredweight and a half or half a hundredweight per inch width of wheel in contact with the said surface, whichever is the less ;

For the purposes of sub-paragraph (c) of this Regulation any two wheels of an appliance or vehicle shall be regarded as one wheel if the distance between the centres of the areas of contact between such wheels and the said surface is less than eighteen inches.

5. No appliance or vehicle when used on any footpath, footway or bridleway shall travel thereon at a speed exceeding five miles per hour.

(a) 9 & 10 Eliz. 2. c. 64.

(b) 52 & 53 Vict. c. 63.

6. Where a person other than an authority specified in the said section 49 is responsible for the maintenance of either the surface of, or of any work supporting, a footpath, footway or bridleway, no such authority shall use any appliance or vehicle on that footpath, footway or bridleway without the consent of that person.

7. The Minister of Power may give a direction relaxing the requirements of Regulation 4 as they apply to a particular authority or in any particular case by providing that they shall apply to that authority or in that case as though any particular weight specified in that Regulation were a greater weight but a weight not more than three times that particular weight.

Given under the Official Seal of the Minister of Transport the 17th December 1963.

(L.S.)

Ernest Marples,
The Minister of Transport.

Given under the Official Seal of the Minister of Power the 19th December 1963.

(L.S.)

F. J. Erroll,
The Minister of Power.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

Section 49 of the Public Health Act 1961 confers on local authorities rights to use appliances or vehicles on footpaths, footways or bridleways for the cleansing or maintenance thereof, and empowers the Minister of Transport and the Minister of Power, acting jointly, to make regulations prescribing the conditions under which these rights may be exercised. The section also provides that the regulations may specify the date on which it shall come into force.

These Regulations specify as that date the 20th January 1964, which is also their operative date, and prescribe the conditions in question.

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