



Informal document No. 12
(131st WP29, 11-14 November 2003
agenda item 4.2.40.)

PROPOSED CORRIGENDUM TO UN/ECE R89.01

A. EXPLANATION

Supplement 1 to Regulation 89 was adopted at the occasion of WP29-125 (November 2001), on the basis of document TRANS/WP29/2001/38. At that time, OICA had submitted informal document 11 (see TRANS/WP29/815, paragraphs 101-102) proposing a note clearly specifying that R89 did not entail mandatory installation of (adjustable) speed limitation devices SLD or ASLD.

WP29 rejected above request, specifying that all ECE Regulations are optional and only become mandatory at national (regional) level if so required by national (regional) legislation.

OICA perfectly understands and agrees with above principle but remains concerned with the wording of Supplement 1 to Regulation 89, especially when national (regional) authorities envisage mandatory application of R89.

The current wording indeed can be interpreted such that installation of ASLD is mandatory on vehicles M1, N1 and M2 (see paragraph 1.2.2), which clearly was not the stated intention.

Authorities wishing to mandate application of Regulation 89 “en bloc” would thus have no choice but to mandate installation of ASLD.

OICA has therefore prepared the following proposal which aims at reverting to the original aims of R89, namely a Regulation allowing international approval of devices/systems and their installation, with the fitment being left to the choice of authorities. By doing this, authorities would be free to require devices/systems to be R89 approved without necessarily mandating installation.

In addition, a few purely editorial corrections are proposed.

B. PROPOSAL

Note: Text in bold is in addition to the current text. Text in “strike-out” is deleted from the current text.

The title, amend to read:

"UNIFORM PRESCRIPTIONS FOR APPROVAL OF:

- I. Vehicles with regard to limitation of their maximum speed or **with regard to** their adjustable speed limitation function.
- II. Vehicles with regard to the installation of a speed ~~limiting~~ **limitation** device (SLD) or **an** adjustable speed limitation device (ASLD) of an approved type.
- III. Speed limitation devices (SLD) and adjustable speed limitation device (ASLD)."

Paragraph 1.1.1., amend to read (footnotes 1/ and 2/ remain unchanged):

“1.1.1. Part I: Vehicles of categories 1/ M3, N2 and N3 2/ equipped with an SLD and to vehicles of categories M and N equipped with an adjustable speed limitation device ASLD, **when these devices** ~~which~~ have not been separately approved according to Part III of this Regulation, ~~or so designed and/or equipped that its their component parts can be regarded as totally or partially fulfilling the function of an SLD or ASLD, as appropriate.~~

It also applies to vehicles so designed and/or equipped that their component parts can be regarded as totally or partially fulfilling the function of an SLD or ASLD, as appropriate.

Paragraph 1.2., amend to read:

"1.2. Purpose

The purpose of this Regulation is to ~~limit~~ **permit the limitation** of the road speed of vehicles by means of ~~a vehicle~~ **an inboard** system which has the primary function of controlling the fuel feed to the engine or via the engine management."

Amend paragraphs 1.2.1. to 1.2.3., to read:

“1.2.1. Vehicles of categories M3, N2 and N3 shall be limited to a maximum speed achieved by a speed limitation device (SLD) or function (SLF).

1.2.2. ~~Vehicles of categories M1, N1 and M2 shall be limited to a speed voluntarily set by the driver by means of an adjustable speed limitation device (ASLD) or function (ASLF); when it is activated.~~

When fitted and activated, the adjustable speed limitation device (ASLD) or the adjustable speed limitation function (ASLF) shall limit the speed of vehicles of categories M and N to a speed voluntarily set by the driver.

~~1.2.3. Vehicles of categories M3, N2 and N3 may in addition be equipped with a ASLD or a ASLF.”~~

Amend paragraph 5.2, to read:

“5.2 Requirements for vehicles **if** equipped with ASLF”
