



**Economic and Social  
Council**

Distr.  
GENERAL

ECE/TRANS/WP.29/GRRF/2010/6  
23 November 2009

Original: ENGLISH  
ENGLISH AND FRENCH ONLY

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**ECONOMIC COMMISSION FOR EUROPE**

**INLAND TRANSPORT COMMITTEE**

World Forum for Harmonization of Vehicle Regulations

Working Party on Brakes and Running Gear

Sixty-seventh session  
Geneva, 2-5 February 2010  
Item 6 of the provisional agenda

Regulation No. 90  
(Replacement brake linings)

Proposal for amendments to Regulation No. 90

Submitted by the expert from the European Tuning Organization \*/

The text reproduced below was prepared by the expert from the European Tuning Organization (ETO) in order to avoid a possible misinterpretation concerning aftermarket specialty products, which are not subject to Regulation No. 90. It is based on informal document GRRF-66-26 and amends ECE/TRANS/WP.29/GRRF/2009/23/Rev.1. The modifications to the existing text of ECE/TRANS/WP.29/GRRF/2009/23/Rev.1 are marked in bold characters.

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\*/ In accordance with the programme of work of the Inland Transport Committee for 2006-2010 (ECE/TRANS/166/Add.1, programme activity 02.4), the World Forum will develop, harmonize and update Regulations in order to enhance performance of vehicles. The present document is submitted in conformity with that mandate.

A. PROPOSAL

Paragraph 1.3., amend to read (including footnote 1/):

"1.3 This regulation does not apply to "special parts", as defined in paragraph 2.3.4.  
**"Special parts" shall remain subject to national approval where applicable.**

B. JUSTIFICATION

The changes proposed by ETO would make it clear that aftermarket specialty products, even though they are not covered by this regulation, should remain subject to national approval where applicable.

The fact that Regulation No. 90 does not specify how special brake parts should be handled could lead to misinterpretations and make the text proposed by ECE/TRANS/WP.29/GRRF/2009/23/Rev.1 appear as a ban of aftermarket tuning brake linings, discs and drums.

The current draft text of ECE/TRANS/WP.29/GRRF/2009/23/Rev.1 proposes that the so called "Special parts" are not subjected to the regulation. The proposed wording is reproduced below:

"1.3 This regulation does not apply to "Special parts", as defined in paragraph 2.3.4."

The explanation that special parts are subject to national approval is currently only found in the justification (paragraph 2.c) of ECE/TRANS/WP.29/GRRF/2009/23/Rev.1.

The justification on how to handle special brake parts is most likely not going to be part of the final regulation text and could lead to the understanding that special parts are not approvable.

A similar circumstance previously existed also with Regulation No. 124 for aftermarket wheels. The final text adopted in the final version of Regulation No. 124 is as follows:

"1. SCOPE

It does not apply to "Special wheels", as defined in paragraph 2.5., which shall remain subjected to national approval."

This small amendment made it clear that "special wheels" shall be handled nationally and resulted in preventing a misinterpretation.

The European Tuning Organizations (ETO) is therefore requesting GRRF to consider amending the current draft Regulation No. 90 to prevent a possible misinterpretation in respect of "Special parts".

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