

I. Proposal

Add paragraph 1.2. of Annex A “Draft proposal to introduce a Regulation on Cyber Security” (Draft Regulation on Cyber Security) reading:

“1.2. **This Regulation is without prejudice to other UN Regulations, regional or national legislations governing the access by authorised parties to the vehicle, its data, functions and resources, and conditions of such access. It is also without prejudice to the application of national and regional legislation on privacy and the protection of natural persons with regard to the processing of their personal data.**

II. Justification

Regulation on Cybersecurity is aimed at setting up uniform provisions concerning the approval of vehicles with regard to cyber security. It is important to avoid that its future application conflicts with or prevents the application of other UN Regulations, national or regional provisions governing access to vehicle data or data protection.

III. Observation

In addition, a comprehensive report should be submitted by the Chair of the IWG on the testing phase of the Recommendation. Based on this report, IWG should be able to evaluate a magnitude of risk that Approval Authorities and Technical Services may, in the future, interpret and apply the provisions of the regulation in a divergent manner. If it is established that there is a serious risk of such divergent interpretation, additional mandatory provisions should be included in Section 7 of the draft regulation so as to ensure that authorities of all Parties apply the same the criteria of assessment in a convergent manner.

