

Transmitted by the experts from
the ad hoc group on Transitional Provisions

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Regulation 13-H

Transitional Provisions

Presentation in conjunction with **ECE/TRANS/WP29/GRRF/2014/16**

Prepared by the ad hoc group on Transitional Provisions

Aim

- To update the Transitional Provisions of Regulation 13-H for a new Series of Amendments to reflect the removal of the ESC warning signal from Regulation 13 and inclusion in Regulation 121 (Identification of Controls)

Objectives

- Update to a new Supplement that is synchronised with a new series of amendments to Regulation 121 for the removal of the ESC warning symbol from Regulation 13-H and introduced in Regulation 121.
- Update the transitional provisions to reflect only current extant requirements
- Update these requirements, where possible, to use the standardised statements for transitional provisions in the UN ECE Guidelines document ECE/TRANS/WP.29/1044/Rev.1

Methodology

- Examine all the existing transitional provisions (8) and establish whether the provision contains historical dates.
- Remove all the provisions that are historical as they no longer apply to new approvals (5).
- Examine the outstanding provisions to establish whether any have implementation dates that will become historical during this piece of work and remove them (1).
- The remaining provisions should be the ones that are still extant or relevant and therefore are to be kept or updated (2).
- Update the provisions using the Guidelines to reflect the intentions of transitional provisions for a new Series of Amendments

Current provision and proposed action

Existing

- **12.1.** As from 1 November 2011, Contracting Parties applying this Regulation may refuse to grant national or regional type approval if the vehicle type does not meet the requirements of this Regulation as amended by Supplement 9 or Supplement 10 or Supplement 11 and is not fitted with an Electronic Stability Control System and a Brake Assist System, both meeting the requirements of Annex 9 to this Regulation.
- **12.2.** As from 1 November 2013, Contracting Parties applying this Regulation may refuse first national registration of a vehicle which does not meet the requirements of this Regulation as amended by Supplement 9 or Supplement 10 or Supplement 11 and is not fitted with an Electronic Stability Control System and a Brake Assist System, both meeting the requirements of Annex 9 to this Regulation.

Proposal

- Remove – The date is historical and the information in the provision is no longer relevant.
- Remove – The date is historical and following the UN ECE Guidelines national registration should not be included in Transitional Provisions.

Current provision and proposed action

Existing

- **12.3.** As from the official date of entry into force of the Supplement 11 to the original version of this Regulation, no Contracting Party applying this Regulation shall refuse to grant ECE approval under this Regulation as amended by Supplement 11.
- **12.4.** Contracting Parties applying this Regulation shall continue to grant approvals to those types of vehicles which comply with the requirements of this Regulation as amended by Supplement 10 to the original version of this Regulation during the 36 months period which follows the date of entry into force of Supplement 11.

Proposal

- Update – To reflect the new Supplement and to reflect the language of the UN ECE Guidelines (para V.2)
- Remove – The date in this provisions is 22 June 2014 which will be historical in the timeline of the progress of this document.

Current provision and proposed action

Existing

- **12.5** Contracting Parties applying this Regulation shall continue to grant approvals to those types of vehicles which comply with the requirements of this Regulation as amended by Supplement 6 to the original version of this Regulation.
- **12.8.** As from the official date of entry into force of the Supplement 12 to the original version of this Regulation, no Contracting Party applying this Regulation shall refuse to grant approval under this Regulation as amended by Supplement 12 to the original version of this Regulation.

Proposal

- Remove – The new Transitional Provisions will reflect that the only approvals to be granted are those to the 01 Series of Amendments
- Remove – The date is historical (28 October 2011) and is linked to the existing provision 12.3

Current provision and proposed action

Existing

- **12.9.** Contracting Parties applying this Regulation shall continue to grant approvals to those types of vehicles which comply with the requirements of this Regulation as amended by Supplement 11 to the original version of this Regulation during the 12 month period which follows the date of entry into force of supplement 12 to the original version of this Regulation.
- **12.10.** Contracting Parties applying this Regulation shall not refuse to grant extensions of approval according to this Regulation as amended by Supplement 11 to the original version of this Regulation.

Proposal

- Remove – The expiration date of this provision is historical (28 October 2012) and is no longer relevant
- Update – Use paragraph V3 of the UN ECE Guidelines to allow the possibility of granting extensions to existing approvals

Summary – To keep and/or update

- **12.3.** As from the official date of entry into force of the Supplement 11 to the original version of this Regulation, no Contracting Party applying this Regulation shall refuse to grant ECE approval under this Regulation as amended by Supplement 11.
- **12.10.** Contracting Parties applying this Regulation shall not refuse to grant extensions of approval according to this Regulation as amended by Supplement 11 to the original version of this Regulation.

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - New type approvals can be granted from the date of entry into force of the new Supplement
 - New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - Type approvals issued to the new Supplement shall be accepted
 - Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121

Using the UN ECE Guidelines – New Transitional Provisions

12.1. As from the date of entry into force of the [xx] Supplement to this UN Regulation no Contracting Party applying this UN Regulation shall refuse to grant or refuse to accept UN type approvals to this UN Regulation as amended by Supplement [xx].

Permits the issuing of new approvals to the new supplement and ensures Contracting Parties accept new approvals

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - ✓ • Type approvals issued to the new Supplement shall be accepted
 - Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121

Using the UN ECE Guidelines – New Transitional Provisions

12.2. As from 24 months after the date of entry into force of Supplement [xx] to this UN Regulation Contracting Parties applying this UN Regulation shall grant UN type approvals only if the vehicle type to be approved meets the requirements of this UN Regulation as amended by Supplement [xx].

Ensures synchronisation with the transitional provisions of the 01 Series of Amendments to Regulation 121

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - Type approvals issued to the new Supplement shall be accepted ✓
 - Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121 ✓

Using the UN ECE Guidelines – New Transitional Provisions

12.3 Notwithstanding the provisions of paragraphs 12.1 and 12.2 above, Contracting Parties applying this Regulation shall continue to grant approvals to those vehicle types not fitted with a Vehicle Stability Function or ESC and BAS, that meet Annex 9 of this Regulation, [as amended by supplement [xx]].

Permits extensions to approvals issued to the unamended Regulation for vehicles not fitted and fitted with ESC/BAS according the provisions valid at the time of the original approval

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - Type approvals issued to the new Supplement shall be accepted ✓
 - Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121 ✓

Using the UN ECE Guidelines – New Transitional Provisions

12.4. Contracting Parties applying this UN Regulation shall not refuse to grant extensions of UN type approvals for existing types, regardless of whether they are fitted with a Vehicle Stability Function or ESC and BAS or not, on the basis of the provisions valid at the time of the original approval.

Ensures that approvals issued to vehicles fitted with ESC/BAS continue to be accepted by Contracting Parties

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - ✓ • New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - ✓ • Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - ✓ • Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - ✓ • Type approvals issued to the new Supplement shall be accepted
 - Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121 ✓

Using the UN ECE Guidelines – New Transitional Provisions

12.5 Subject to the provisions of paragraph 12.6 below, even after the date of entry into force of Supplement [xx] to this UN Regulation, UN type approvals to any Supplements of this UN Regulation shall remain valid and Contracting Parties applying this UN Regulation shall continue to accept them, regardless of whether they are fitted with a Vehicle Stability Function or ESC and BAS

Ensures that approvals issued to vehicles fitted with ESC/BAS continue to be accepted by Contracting Parties

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - ✓ • New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - ✓ • Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - ✓ • Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - ✓ • Type approvals issued to the new Supplement shall be accepted
 - ✓ • Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121 ✓

Using the UN ECE Guidelines – New Transitional Provisions

12.6. Contracting Parties applying this Regulation shall not be obliged to accept, for the purpose of national or regional type approval, a UN type approval for those vehicle types not fitted with a Vehicle Stability Function or ESC and BAS.”

Ensures that approvals issued to vehicles fitted with ESC/BAS continue to be accepted by Contracting Parties

Intentions of transitional provisions for a new Supplement– Cases for regulation

- The transitional provisions must ensure:
 - ✓ • New type approvals can be granted from the date of entry into force of the new Supplement
 - ✓ • New approvals and extensions to approvals for vehicle types fitted without ESC/BAS must be possible (\leq Supplement 6)
 - ✓ • Extensions to approvals for vehicle types fitted with ESC/BAS must be possible (\geq Supplement 9)
 - ✓ • Extensions to approvals may be granted on the basis of provisions that existed at the time of original approval
- The transitional provisions must ensure that at a national or regional level:
 - ✓ • Type approvals issued to the new Supplement shall be accepted
 - ✓ • Type approvals issued to vehicles fitted with ESC/BAS shall be accepted
 - ✓ • Contracting Parties are not obliged to accept Type Approvals issued to vehicles not fitted with ESC/BAS
- The transitional provisions must ensure that there is synchronisation with the transitional provisions of Regulation 121 ✓