

Proposal for a new Supplement to the 01 series of amendments of Regulation No. 138 (Quiet road transport vehicle)

This proposal aligns the wording of the transitional provisions introduced in the 01 series of amendments to Regulation No. 138 with the format introduced by the new guidelines following the revision 3 of the 1958 agreement.

I. Proposals

Paragraph 11., amend to read:

"11. Transitional provisions

- 11.1. Until 30 June 2019 ISO 10844:1994 may be applied as an alternative to ISO 10844:2014 to check compliance of the test track as described in Annex 3, paragraph 2.1.2. of this UN Regulation.
- 11.2. As from the official date of entry into force of the 01 series of amendments, no Contracting Party applying this UN Regulation shall refuse to grant or refuse to accept UN type-approvals under this UN Regulation as amended by the 01 series of amendments.
- 11.3. As from 1 September 2019, Contracting Parties applying this UN Regulation shall not be obliged to accept UN type-approvals to this UN Regulation in its original version, first issued after 1 September 2019.
- 11.4. Until 1 September 2021, Contracting Parties applying this UN Regulation shall accept UN type-approvals to this UN Regulation in its original version, first issued before 1 September 2019.
- 11.5. As from 1 September 2021, Contracting Parties applying this UN Regulation shall not be obliged to accept type-approvals to this UN Regulation in its original version.
- 11.6. ~~Notwithstanding paragraphs 11.3. to 11.5. above, type approvals granted to this Regulation in its original version, which are not affected by the 01 series of amendments, shall remain valid and Contracting Parties applying this Regulation shall accept them.~~
Notwithstanding paragraph 11.5. above, Contracting Parties applying this UN Regulation shall continue to accept UN type-approvals issues according to this UN Regulation in its original version, for the vehicles which are not affected by the changes introduced by the 01 series of amendments.
- 11.7. Notwithstanding the transitional provisions above, Contracting Parties whose application of this UN Regulation comes into force after the date of entry into force of the 01 series of amendments are not obliged to accept type-approvals which were granted in accordance with this UN Regulation in its original version and are only obliged to accept type approval granted in accordance with the 01 series of amendments.

- 11.8. Contracting Parties applying this UN Regulation shall not refuse to grant type approvals, or extensions thereof, under this UN Regulation in its original version."

II. Justification

1. Working document WP.29/2017/7 (GRB) will be presented at March 2017 WP.29 session, introducing the 01 series of the amendment to Regulation No. 138 and the corresponding transitional provisions following the prohibition of the pause function.
 2. While these are mainly in line the new format of transitional provisions introduced by WP.29/2017/53 (IWVTA), following the revision 3 of the 1958 Agreement, there is a divergence of the wording in paragraph 11.6., which must be corrected.
 3. Also, the words "UN Regulation" must replace "Regulation" in order to avoid confusion with national regulation/legislation.
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