
Proposal for amendments to the Consolidated Resolution on the Construction of Vehicles (R.E.3)

Submitted by the experts of FIVA, the International Federation for Historic Vehicles

The text reproduced below was prepared by the expert from FIVA, the International Federation for Historic Vehicles. This proposal is an amendment to ECE/TRANS/WP.29/GRSG/2024/42e, proposed from Norway and Sweden experts. The modifications to the proposed text of ECE/TRANS/WP.29/GRSG/2024/42e are marked in red.

Justification

1. Our regulatory experience in the EU has shown us that it is of paramount importance to ensure coherence between the International and European legal frameworks. In the EU, we have succeeded to mitigate the regulatory adverse effects by introducing a definition of vehicles of historical interest into the EU legislations of reference. The most paradigmatic example is represented by the EU Directive on Roadworthiness testing 2014/45/EU*, which allows the 27 EU Member States, all of them members to UNECE, to adapt their roadworthiness rules to the specific necessities of historic vehicles as opposed to regular vehicles.
2. With our proposal in April (ECE/TRANS/WP.29/GRSG/2024/5), we wanted to replicate and transfer this positive European experience also at UNECE level, to develop an international regulatory safeguard in favour of motoring heritage that can be adopted by the UNECE parties.
3. In the GRSG meeting in April, it was agreed that it is reasonable to wait until we have a clearer understanding of the developments in the EU regarding the proposed End-of-Life Vehicles Regulation and the forthcoming EU Roadworthiness Testing Directive proposal. This approach ensures that UNECE legislation is fully aligned with the latest EU legislation.
4. For the sake of building on a definition that already counts on a great consensus in Europe, FIVA's proposal for the UNECE definition of historic vehicles is to mirror the one included in the EU Directive on Roadworthiness testing, which has already been incorporated into EU law as well as the national law of the 27 EU member states and contracting parties of UNECE. I.e.:

Paragraph 1.16., to read:

"1.16. "Vehicle of historical interest" means any vehicle which is considered to be historical by the country of registration or one of its appointed authorising bodies and which fulfils all the following conditions:

* Directive 2014/45/EU of the European Parliament and of the Council of 3 April 2014 on periodic roadworthiness tests for motor vehicles and their trailers and repealing Directive 2009/40/EC Text with EEA relevance.

- (a) **the vehicle was manufactured or registered for the first time at least 30 years ago;**
- (b) **the specific type of vehicle, as defined in the relevant international or national law, is no longer in production; and**
- (c) the vehicle is historically preserved and maintained in its original state and has not undergone substantial changes in the technical characteristics of its main components."

5. The proposal submitted by the Norwegian and Swedish experts significantly deviates from the European Directive as it introduces a completely new point c):

- c) *the vehicle is **maintained in its original state while being in a historically preserved and maintained in its original state and has not undergone substantial changes in the technical characteristics of its main components correct condition that encompasses both its original form and period-appropriate modifications or modifications according to national law.***

6. In our view, an UNECE definition based on the interpretation of two countries only would cause further, undesirable, regulatory fragmentation. On the contrary, aligning with EU law has been a fundamental objective of FIVA since the inception of our proposal. We want to build the definition in UNECE on the basis of the EU definition – that already unites 27 European countries –.

7. This is why we oppose the ECE/TRANS/WP.29/GRSG/2024/42e proposal introduced by the Norwegian and Swedish parties and we insist on our proposal ECE/TRANS/WP.29/GRSG/2024/5 as soon as we table it again in the near future.
