

## **Review of Supplements to UN Regulations under GRs**

### **Context**

At the June 2018 session of WP.29 (see ECE/TRANS/WP.29/1139, paragraphs 63 to 66), WP.29 addressed the issue of several supplements which had been identified as containing new requirements. Those supplements are clearly not compliant with the General Guidelines for United Nations regulatory procedures and transitional provisions in UN Regulations, neither with the former version of the Guidelines ECE/TRANS/WP.29/1044, nor with the new version ECE/TRANS/WP.29/1044/Rev.2. Those Guidelines clarify that a supplement shall neither change the level of stringency nor impose new requirements.

The non-respect of the Guidelines in the past by the corresponding Working Parties (GRs) raises the problem that existing vehicles that have a valid type approval may not be able to get extensions of approvals because they would need to apply the new requirements that had been incorrectly introduced via supplements.

A transitional solution until 31 December 2019 has been found by WP.29 (see ECE/TRANS/WP.29/1139, paragraphs 65) for the supplements amending the following UN Regulations and their corresponding series: R14.07, R16.06, R43.01, R48.04, R50, R55.01, R83.06, R83.07, R116, R121.01.

In addition, WP. 29 invited the respective GRs to immediately start working on the necessary amendments to those UN Regulations (see paragraph 66).

### **Problem**

OICA believes that the above mentioned advice of WP.29 may have been misunderstood. Work at GR level has started to draft new supplements to the above mentioned regulations that simply introduce the transitional solution which is valid until 31 December 2019. These measures are inefficient because such new supplements could be adopted at the earliest by WP.29 in March or June 2019. Their entry into force would hence be near to 31 December 2019. Moreover, such supplements would not offer a long term solution.

### **Next step**

The necessary action of the respective GRs is to define solutions for the time **after 31 December 2019** by introducing appropriate provisions that permit the extension of existing type approvals that have been granted according to the above mentioned series of amendments.

That means the respective GRs need to examine case by case the new requirements that had been incorrectly introduced in those series of amendments via a supplement and suggest appropriate provisions. It should also be noted that, once new series of amendments enter into force, the problem will automatically disappear, at least for vehicles applying these later series of amendments.

Recall of the list of those affected supplements:

<b>Working Party (GR)</b>	<b>UN Regulations and Series</b>	<b>Status of Document</b>	<b>EIF</b>	<b>Adopted Document</b>
GRSP	R14.07	Supplement 02	13.04.2012	WP.29/2011/54 + para.49 of report
GRSP	R16.06	Supplement 08	22.06.2017	WP.29/2016/98 + para.75 of report
GRSG	R43.01	Supplement 01	18/11/2012	WP.29/2012/21
		Supplement 04	08.10.2015	WP.29/2015/11
		Supplement 05	10.10.2017	WP.29/2017/12
		Supplement 06	19.07.2018	WP.29/2017/111
GRE	R48.04	Supplement 03	24/10/2009	WP.29/2009/22 + para.56 of report
		Supplement 05	09/12/2010	WP.29/2010/22
GRE	R50.00	Supplement 19	10/10/2017	WP.29/2017/28
GRSG	R55.01	Supplement 05	08/10/2016	WP.29/2016/06 + para.58 of report
		Supplement 07	10/02/2018	WP.29/2017/69
GRPE	R83.06	Supplement 07	09/02/2017	WP.29/2016/42
GRPE	R83.07	Supplement 03	09/02/2017	WP.29/2016/43
GRSG	R116	Supplement 05	18/06/2016	WP.29/2015/91
GRSG	R121.01	Supplement 02	19/07/2018	WP.29/2017/116 + Corrigendum 1