

**OICA's concerns over the delays in the adoption of the 02 series of amendments to Regulation No. 107 and its consequences on proposed amendments to Regulations Nos. 36 and 52**

OICA wishes to bring to the attention of GRSG its deep concerns over the delays in the adoption of the 02 series of amendments to Regulation No. 107 and its consequences with regard to the proposal to prohibit the issuing of new approvals to Regulation No. 36 and No. 52.

During its 89<sup>th</sup> Session, GRSG adopted and transmitted to WP.29 a proposal for the 02 Series of amendments to Regulation No.107, which in paragraph 10.3. states: "As from 12 August 2007, Contracting Parties applying this Regulation shall grant approvals only if the vehicle type to be approved meets the requirements of this Regulation as amended by the 02 series of amendments."

During its 90<sup>th</sup> Session, GRSG adopted and transmitted to WP.29 proposals to amend Regulations Nos. 36 and 52 that prohibits the issuing of approvals to these Regulations from 12 August 2007: After this date the only Regulation available for new approvals for M2 and M3 vehicles will be Regulation No. 107.

The resulting WP.29 documents (ECE/TRANS/WP.29/2006/26, ECE/TRANS/WP.29/2006/98 and ECE/TRANS/WP.29/2006/102) are included in the agenda of WP.29's November session, but there is a high risk that discussions on the Regulation No 107.02 document (ECE/TRANS/WP.29/2006/26) will be deferred by WP.29/AC2 as it appears unlikely that the European Community will be in a position to vote.

The EC's preparatory meeting (CATP) for WP.29 is planned for 23 October 2006, the day before the European Parliament votes on the EC adoption of Regulation No. 107. As the adoption procedure will not have been completed by the 3 European Institutions it is doubtful that the CATP will be able to take a position enabling it to vote on Regulation No. 107.02 during November's session of WP.29.

For manufacturers, it is essential that the three amendments have the same application dates. If the proposed amendments to Regulations Nos. 36 and 52 are adopted without the amendments to Regulation No. 107, it will mean that from 12 August 2007 the only approval route will be to Regulation No. 107.01 and approvals for vehicles that have been engineered to the later versions of Regulations Nos. 36 and 52 or the proposed Regulation No. 107.02. could be refused as they do not comply with earlier and less stringent requirements of Regulation No. 107.01.

If discussions on document ECE/TRANS/WP.29/2006/26 (Regulation No. 107.02) are deferred OICA requests that discussions on documents ECE/TRANS/WP.29/2006/98 and ECE/TRANS/WP.29/2006/102 are also deferred until the EC is in a position to vote on ECE/TRANS/WP.29/2006/26 and at that time the dates in the 3 documents can be revised.

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