

Proposal for amendment to document GRSG/2009/24 (Regulation No. 46)

Note: This document supersedes document GRSG/2009/24. The changes to the current text of the regulation are marked in bold and strikethrough characters.

A. Proposal

Paragraph 7.1., amend to read:

- "7.1. Every modification ~~of the~~ **to an existing** type of device for indirect vision including its connection to the bodywork shall be notified to the ~~administrative department~~ **competent authority** which approved the type of device for indirect vision. The ~~department~~ **competent authority** ~~may~~ **shall** then either
- **decide, in consultation with the manufacturer, that a new type-approval is to be granted, or**
 - **apply the procedure contained in paragraph 7.1.1. (Revision) and, if applicable, the procedure contained in paragraph 7.1.2. (Extension).**

7.1.1. Revision

When particulars recorded in the information folder have changed and the competent authority ~~considers~~ that the modifications made are unlikely to have an appreciable adverse effect, and that in any case the device for indirect vision still complies with the requirements, **the modification shall be designated a "revision"**.

In such a case, the competent authority shall issue the revised pages of the information folder as necessary, marking each revised page to show clearly the nature of the modification and the date of re-issue. A consolidated, updated version of the information folder, accompanied by a detailed description of the modification, shall be deemed to meet this requirement.

~~or~~

7.1.2. Extension

The modification shall be designated an "extension" if, in addition to the change of the particulars recorded in the information folder,

- (a) **further inspections or tests are required, or**
- (b) **any information on the communication document (with the exception of its attachments) has changed, or**
- (c) **approval to a later series of amendments is requested after its entry into force.**

~~Require a further test report from the technical service responsible for conducting the tests."~~

- 7.2. Confirmation or refusal of approval, specifying the alterations shall be communicated by the procedure specified in paragraph 5.3. above to the Parties to the Agreement which apply this Regulation. **In addition, the index to the information package, attached to the communication document, shall be amended accordingly to show the date of the most recent revision or extension.**

- 7.3. ~~(reserved) The extension of approval shall be notified to all Parties to the 1958 Agreement applying this Regulation by the procedure set out in paragraph 5.3. above.~~
- 7.4. The competent authority issuing the extension of approval shall assign a series number to each communication form drawn up for such an extension."

Paragraph 16.1., amend to read:

- "16.1. Every modification of the vehicle type shall be notified to the ~~administrative department~~ **competent authority** which approved the vehicle type. The ~~department~~ **competent authority** ~~may~~ **shall** then either
- **decide, in consultation with the manufacturer, that a new type-approval is to be granted, or**
 - **apply the procedure contained in paragraph 16.1.1. (Revision) and, if applicable, the procedure contained in paragraph 16.1.2. (Extension).**

16.1.1. **Revision**

When particulars recorded in the information folder have changed and the competent authority ~~considers~~ that the modifications made are unlikely to have an appreciable adverse effect, and that in any case the vehicle still complies with the requirements, **the modification shall be designated a "revision"**.

In such a case, the competent authority shall issue the revised pages of the information folder as necessary, marking each revised page to show clearly the nature of the modification and the date of re-issue. A consolidated, updated version of the information folder, accompanied by a detailed description of the modification, shall be deemed to meet this requirement.

~~Or~~

16.1.2. **Extension**

The modification shall be designated an "extension" if, in addition to the change of the particulars recorded in the information folder,

- (a) **further inspections or tests are required, or**
- (b) **any information on the communication document (with the exception of its attachments) has changed, or**
- (c) **approval to a later series of amendments is requested after its entry into force.**

~~Require a further test report from the technical service responsible for conducting the tests.~~

- 16.2. Confirmation or refusal of approval, specifying the alterations, shall be communicated to the Parties to the Agreement which apply this Regulation by means of a form conforming to the model in Annex 4 to this Regulation. **In addition, the index to the information package, attached to the communication document, shall be amended accordingly to show the date of the most recent revision or extension.**
- 16.3. The competent authority issuing the extension of approval shall assign a series number to each communication form drawn up for such an extension."

B. Justification

The justifications given in document GRSG/2009/24 can substantially remain unchanged. The proposal however has been further improved for taking into account the comments received at the 97th session of GRSG, in particular document GRSG-97-36 (NL) and at the 98th session of GRSG (oral comments). Throughout the proposal, the wording "competent authority" has been used to address the national department responsible for issuing the approval, as it is recommended in the '58 Agreement (Article 5).

Paragraph 7.1.

When the modified device doesn't fit within the existing type definition then a new type approval has to be granted and it cannot be treated as a revision or extension. This should be reflected in paragraph 7.1.

Furthermore the standard procedure is that all other modifications are revisions, but in some cases they become an extension. Also in case of an extension the administrative department (also named approval authority or competent authority) has to issue the revised pages of the information document as prescribed in paragraph 7.1.1. Yet in both cases the revised pages of the information documents should be issued by the administrative department in order to obtain proper alignment with Directive 2007/46/EC, Articles 14 & 15.

Paragraph 7.3.

Paragraph 7.3. has been deleted, as it is covered by the first sentence of paragraph 7.2., modified to include the case of extension of approval. This is also proposed as an alignment on the document GRSG-97-36 (NL).

Paragraph 16.1.

Same justification as for paragraph 7.1.
