

**Remarks by the experts from Poland to  
"Proposal for draft 01 series of amendments to Regulation No. 120"**  
(ECE/TRANS/WP.29/GRPE/2011/12)

According to the above proposal, Regulation No. 120 would be applicable to:

- small petrol fuelled spark ignited engines ( $\leq 19$  kW) with governor,
- small petrol fuelled spark ignited engines ( $\leq 19$  kW) without governor.

It is understood that Regulation No. 120 would apply to engines having a net power not exceeding 19 kW intended to be fitted, among other things, into:

- lawn mowers,
- chain saws,
- generators,
- water pumps,
- bush cutters.

The experts from Poland have doubts as to whether Regulation No. 120 may apply to such non-road mobile machines. These doubts are based on the following facts:

1. Regulation No. 120 is, like all other Regulations, an annex to Geneva Agreement 1958 (Revision 2, 16.10.1995). Therefore, its scope of application should not exceed that laid down in this Agreement,
2. Geneva Agreement 1958 applies to wheeled vehicles as well as to equipment and parts which can be fitted and/or be used on wheeled vehicles. The above listed non-road mobile machines can not be regarded as motor vehicles. Some of them (e.g. generators) can be installed in wheeled vehicles, but it is not clear whether they are covered by the term "equipment" as defined for the purpose of Geneva Agreement 1958.

In this connection, the experts from Poland are of the view that the scope of Regulation No. 120 needs clarification. An opinion of the Contracting Parties applying Regulation No. 120 would be desirable to confirm compliance of the above proposal for amendments to Regulation No. 120 with the text of the 1958 Agreement and to precise what kind of non-road mobile machines may be covered by the Regulations.