Review of the 1958 Agreement

WP.29-159 - March 2013:

✓ Presentation of a **1st draft proposal for revision 3 of the 1958 Agreement** (WP.29-159-19)

✓ advice by WP.29 on **4 main outstanding issues**:

1. The **level of ambition** with respect to the list of 50 action items previously endorsed by WP.29 and **legal status of the so-called placeholder** specifying the administrative provisions for the type approval procedure;

2. possible **reduction of the 6 months notification** procedure and the possible need to change the **condition of the formal adoption** of a new Regulation or an amendment to an existing Regulation;

3. exchange of type-approval data and the **role of DETA** in this process;

4. application of Regulations annexed to the 1958 Agreement for **self-certification** purposes

✓ The WP.29 Chair requested the informal group to submit the **final draft for revision 3 of the 1958 Agreement** for consideration at the **November 2013** session on the basis of an **official document**
Review of the 1958 Agreement

WP.29-160 - June 2013:

✓ status on the review of the 1958 Agreement presented (WP.29-160-27)
✓ WP.29 noted that it would be proposed that the current text of the Agreement on self-certification would remain unchanged
✓ WP.29 agreed on the need to establish the DETA database
✓ WP.29 noted that some remaining open issues have still to be resolved:
  (i) level of ambition with respect to the "substantial and editorial" amendments to the Agreement, and
  (ii) the legal status of the so-called placeholder specifying the administrative and procedural provisions applicable to all UN Regulations annexed to the 1958 Agreement.
✓ WP.29 urged the IWVTA subgroup on the 1958 Agreement to resolve the open issues and agreed to have a detailed discussion on this subject at the November 2013 session.
Review of the 1958 Agreement

WP.29-161 - November 2013:

✓ **Formal submission** of consolidated drafting proposals for revision 3 of the 1958 Agreement (ECE/TRANS/WP.29/2013/134) for consideration by WP.29

✓ **All main outstanding issues resolved** (informal document WP.29-161-15):
  
  (i) Agreement on level of ambition with respect to the "**substantial and editorial**" amendments to the Agreement, and the legal status of the so-called placeholder has been clarified and confirmed (by OLA) *(schedule of administrative and procedural provisions – SAPP)*
  
  (ii) 6 months **notification procedure** maintained, with faster processing through UNECE Secretariat.

  (iii) Incorporation of provisions enabling the use of the **DETA database**

  (iv) current **references to self-certification** in text of the Agreement remain.

✓ **New feature to increase attractiveness**: CPs can vote in favour of new UN Regulations without being obliged to start applying them immediately.
Review of the 1958 Agreement

WP.29-161 - November 2013:

✓ **Major proposals aimed at making the 1958 Agreement more attractive:**

   (i) CP will be able to issue and accept *type-approvals according to earlier versions of UN Regulations*

   (ii) CP can delegate in writing the right to vote on its behalf to another CP or regional economic integration organization to which the CP belongs *(proxy vote)*

   (iii) CP can vote in favour of new UN Regulations without being obliged to start applying them immediately *(right to start applying at a later stage)*

✓ **Remaining issue** for consideration and decision by WP.29:
   *Is there – in addition - a need to increase the 2/3 majority threshold for establishing new UN Regulations and amendments to existing UN Regulations to make the 1958 Agreement more attractive?*
Review of the 1958 Agreement

Next steps:

 ✓ All Contracting Parties to the 1958 Agreement are invited as from now to:
   ✓ scrutinise the formal proposals for revision 3 of the 1958 Agreement
   ✓ provide feedback at the WP.29 session in March 2014 on any outstanding questions, comments, concerns, need for clarification they may have with regard to the proposed amendments

 ✓ WP.29 will, after having considered outstanding issues raised by Contracting Parties, request the IWVTA informal group to address and resolve these outstanding issues for consideration by WP.29 in November 2014

 ✓ Subject to all outstanding issues satisfactorily resolved, WP.29 shall verify whether unanimity by all Contracting Parties to the 1958 Agreement can be achieved for the amending proposals (March 2015)

 ✓ The formal Article 13 procedure for amending the 1958 Agreement will be launched (June 2015) after which the 6 + 3 months periods will start. Anticipated entry into force of revision 3 of the Agreement: March 2016
Review of the 1958 Agreement

Next steps:

1. Proposal for Revision 3 to the 1958 Agreement
2. Consider proposal
3. Verify whether unanimity can be achieved

1st Notification (Beginning of the 6 months period)
Possibility to oppose
2nd Notification (Objections, if any)
Entry into force

March 2015
June 2015
December 2015
March 2016