



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 10.12.1999
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1999/0263 (AVC)

Proposal for a

COUNCIL DECISION

**on the accession of the European Community to United Nations Economic Commission
for Europe Regulation No 13-H on the component approval of passenger cars in respect
of their braking**

(presented by the Commission)

EXPLANATORY MEMORANDUM

1. GENERAL

Following Council Decision 97/836/EC of 27 November 1997, the EC became a contracting party to the United Nations Economic Commission for Europe's (UN/ECE's) Revised 1958 Agreement on 24 March 1998 and acceded to 78 regulations appended to that Agreement.

Article 3(3) of that Decision states, in particular, that the Community may decide to implement a regulation to which it had not acceded when it acceded to the revised Agreement if the Council approves that regulation by a qualified majority after receiving the assent of the EP.

Regulation No 13-H on the component approval of passenger cars in respect of their braking is aimed, in particular, at removing technical barriers to the trade in motor vehicles between the contracting parties while ensuring a high level of safety and environmental protection. Although that Regulation is not included in the list of regulations recognised by the EC that is contained in Annex II to Decision 97/836/EC, the representatives of the Member States have stated that it would now be useful if the EC were to examine the possibility of acceding thereto.

It is also provided that the Regulation concerned shall be incorporated into the approval system for motor vehicles and will thus supplement the laws in force within the Community.

It should be stressed that the EC will take its decision regarding accession to that Regulation on the basis of the document that is available in the official languages of the UN/ECE (English, French and Russian). Therefore only the French and English versions of Regulation No 13-H have been appended.

Under Article 4(5) of Decision 97/836/EC Regulation No 13-H will, however, be published in the Official Journal in all of the official languages of the Communities before it takes effect.

2. CONTENTS OF THE PROPOSAL FOR A DECISION

The proposal for a decision is intended to enable the Community to accede to UN/ECE Regulation No 13-H on the component approval of passenger cars in respect of their braking.

Proposal for a

COUNCIL DECISION

on the accession of the European Community to United Nations Economic Commission for Europe Regulation No 13-H on the component approval of passenger cars in respect of their braking

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Decision 97/836/EC of 27 November 1997 with a view to accession by the European Community to the Agreement of the United Nations Economic Commission for Europe concerning the adoption of uniform technical prescriptions for wheeled vehicles, equipment and parts which can be fitted to and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions (“Revised 1958 Agreement”)¹, and in particular Articles 3(3) and 4(2), second indent thereof,

Having regard to the proposal from the Commission²,

Having regard to the assent of the European Parliament³,

Whereas:

- (1) The standardised requirements of Regulation No^o13-H of the United Nations Economic Commission for Europe on the component approval of passenger cars in respect of their braking is intended to remove technical barriers to the trade in motor vehicles between the contracting parties in respect of braking and ensure a high level of safety and environmental protection.
- (2) Regulation No 13-H has been notified to the Contracting Parties and has entered into force in respect of all the Contracting Parties who did not serve notice of their disagreement by the date or dates specified in the regulation of the revised agreement of 1958.
- (3) This Regulation must be incorporated into the approval system for motor vehicles and thus be added to the legislation in force within the Community.

¹ OJ L 346, 17.12.1997, p. 78.

² OJ C , , p. .

³ OJ C , , p. .

HAS DECIDED AS FOLLOWS:

Sole Article

The European Community shall accede to Regulation No 13-H of the United Nations Economic Commission for Europe on the component approval of passenger cars in respect of their braking⁴.

Done at Brussels,

*For the Council
The President*

⁴ Cf. document E/ECE/324-E/ECE/TRANS/505-Rév.2/Add.12H