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agenda item 2.4.)

PROPOSAL FOR DRAFT AMENDMENT TO REGULATION No. 116

(Protection of motor vehicles against unauthorized use)

Transmitted by the expert from Canada

Note: The text reproduced below was prepared by the expert from Canada in order to amend Regulation No. 116 in response to concerns raised by the Canadian insurance industry during the Canadian regulatory development process.

Note: This document is distributed to the Experts on General Safety Provisions only.

A. PROPOSAL

Paragraph 8.3.4.1.(b), amend to read:

"8.3.4.1. ...
(b) a maximum of 1 minute after removing the key of the ignition lock.."

B. JUSTIFICATION

Transport Canada published an amendment to Canada Motor Vehicle Safety Regulation No. 114 to introduce requirements for vehicle immobilizers. The proposal introduces an alternative for the manufacturers to use immobilizers conforming to the North American industry standard CAN/ULC-S338-98 or immobilizers described in Regulation No. 97 (14 October 2002). The Insurance Bureau of Canada (IBC) and the Underwriters' Laboratories of Canada (ULC) questioned the use of Regulation No. 97. They are concerned that some requirements of Regulation No. 97 are unclear or not stringent enough to be comparable with the CAN/ULC-S338-98 requirements.

With respect to paragraph 32.4.1. of Regulation No. 97 and paragraph 8.3.4.1 (b) of Regulation No. 116, there is concern that the maximum of 5 minutes allowed for arming represents a significant window of opportunity and leaves the vehicle too vulnerable. Reducing the maximum time allowed for arming to 1 minute ensures a better protection of the vehicle.

Since Transport Canada's policy supports global harmony, an amendment is proposed to Regulation No. 116 to address the concerns of the Canadian insurance industry and make vehicles around the world better protected against unauthorized use.

Note: Transitional provisions established in Regulation No. 97 are applicable to this proposal per paragraph 13. of Regulation No. 116.

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