

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***

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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.***

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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

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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?

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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

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Next steps:

