Commission Implementing Regulation (EU) No 901/2014 of 18 July 2014 implementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to the administrative requirements for the approval and market surveillance of two- or three-wheel vehicles and quadricycles (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) No 901/2014

of 18 July 2014

implementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to the administrative requirements for the approval and market surveillance of two- or three-wheel vehicles and quadricycles

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles[(1)], and in particular Articles 22(7), 27(4), 29(4), 30(2), 30(3), 30(6), 32(1), 38(2), 39(3), 40(4), 50(2), 51(3), 57(8) and Article 72 thereof,

Whereas:

(1) In the interest of clarity, predictability, rationality and simplification and in order to reduce the burden on vehicle manufacturers, this Regulation should, being based on existing practice, further simplify and standardise the documents used for type-approval procedures.

(2) New technologies have been introduced in vehicles (e.g. electric engines or the application of Euro emission levels) since the templates used for type-approval procedures were drawn up in Directive 2002/24/EC of the European Parliament and of the Council[(2)]. The templates should be adapted as a result.

(3) To indicate which procedure has been chosen by the manufacturer when applying for type-approval, a new template for an ‘information folder sheet’ should be introduced.

(4) To ensure that vehicles are constructed so as to remain safe throughout a reasonable period of time, templates should be created for manufacturer’s statements regarding the endurance of functional safety-critical systems, parts and equipment, and vehicle structure integrity, in accordance with Regulation (EU) No 168/2013.

(5) In order to ensure reasonable access for independent operators to vehicle repair information, including information relating to on-board diagnostic systems and their interaction with other vehicle systems, manufacturers shall provide unrestricted access to that information and submit proof of their compliance with that requirement to the

approval authorities. A template for a corresponding manufacturer's certificate should be laid down.

(6) Three models of a certificate of conformity should be made available, corresponding to the type-approval procedures for complete, completed and incomplete vehicles.

(7) To facilitate the conversion of the performance level of subcategories (L3e/L4e)-A2 to (L3e/L4e)-A3 and *vice versa*, a template for a corresponding manufacturer's statement to be attached to the information folder should be provided for. In addition, some new information and entries in the certificate of conformity should be added and the characteristics of a specific statutory plate for the subcategories concerned should be determined.

(8) In accordance with Article 82(2) of Regulation 168/2013 manufacturers may request EU type-approval or national type-approval for new vehicle types under that Regulation already before the application day. In order to facilitate the early application of that Regulation, it should be allowed to use the template of the certificate of conformity set out in Annex IV to Directive 2002/24/EC until 31 December 2015 under the conditions set out in Article 5(2).

(9) In order to simplify controls while reducing the administrative burden on manufacturers, the anti-tampering control plate should no longer be required and the relevant information it contained should be included on the statutory plate.

(10) In order to simplify the most common EU type-approval certificate, a new model should be developed exclusively for EU whole-vehicle type-approval of a complete vehicle type, while for the other combinations of vehicle types; a different model of the EU whole-vehicle type-approval certificate should be established.

(11) Where the manufacturer chooses the single-step type-approval procedure, a list of applicable requirements or acts with which the type of vehicle complies should be appended to the EU whole-vehicle type-approval certificate.
A template for an EU type-approval certificate should be established with regard to harmonise the different templates previously provided for in the separate Union directives for systems and components or separate technical units.

(12) The numbering system of the EU type-approval certificates provided for under Annex V to Directive 2002/24/EC should be modified to reflect the new legal structure of the acts containing the type approval requirements with which conformity is certified.

(13) To harmonise the presentation of the most relevant information in test reports, a minimum set of requirements for the format of the test reports should be established.

(14) To easily identify the results of the tests carried out on the type-approved vehicle, a test result sheet containing a required minimum set of information should be appended to the EU type-approval certificate.

(15) The list of parts or equipment which may pose a serious risk to the correct functioning of systems that are essential for the safety of the vehicle or for its environmental performance should be established.

(16) The template for a certificate authorising the placing on the market of parts or equipment which may pose a serious risk to the correct functioning of systems that are essential for the safety of the vehicle or for its environmental performance should be established, together with a certificate numbering system.

(17) The measures provided for in this Regulation are in accordance with the opinion of the Committee referred to in Article 73(1) of Regulation (EU) No 168/2013,

HAS ADOPTED THIS REGULATION:

Article 1

Subject matter

This Regulation provides for the implementing measures referred to in Article 72 of Regulation (EU) No 168/2013 to establish uniform conditions for the implementation of the administrative requirements for the approval of new two- or three-wheel vehicles and quadricycles, as well as systems, components and separate technical units designed and constructed for such vehicles. It also establishes the administrative requirements for placing on the market and entry into service of parts or equipment which may pose a serious risk to the correct functioning of essential systems.

Article 2

Templates for the information document and for the information folder

Manufacturers applying for EU type-approval shall provide the information document and the information folder referred to in Article 27(1) and Article 27(2)(a) of Regulation (EU) No 168/2013 on the basis of the templates set out in Annex I to this Regulation.

Article 3

Templates for the manufacturer's statements on endurance testing and vehicle structure integrity

Manufacturers applying for EU type-approval shall provide statements on endurance of functional safety-critical systems, parts and equipment referred to in Article 22(2) of Regulation (EU) No 168/2013 and on vehicle structure integrity as referred to in Annex XIX to Commission Delegated Regulation (EU) No 3/2014[(3)] to that Regulation on the basis of the templates set out in Annex II to this Regulation.

Article 4

Templates for the manufacturer's certificates providing proof of compliance to the type-approval authority on access to vehicle on-board diagnostics (OBD) and to vehicle repair and maintenance information

Manufacturers applying for EU type-approval shall provide the approval authority with a certificate on access to vehicle OBD and vehicle repair and maintenance information

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 901/2014. (See end of Document for details)*

in accordance with Article 57(8) of Regulation (EU) No 168/2013 on the basis of the templates set out in Annex III to this Regulation.

Article 5

Templates for the certificates of conformity

1 Manufacturers shall issue the certificate of conformity referred to in Article 38(1) of Regulation (EU) No 168/2013 in accordance with the templates set out in Annex IV to this Regulation.

2 In accordance with Article 82(2) of Regulation (EU) 168/2013 allowing manufacturers to request type-approvals already under that Regulation as from the entry into force of this Implementing Regulation until 31 December 2015, manufacturers may use for vehicles of such newly approved types, alternatively to the template for the Certificate of Conformity laid down in Appendix 1 of Annex IV, the template for the Certificate of Conformity set out in Annex IV to Directive 2002/24/EC which must include in its entries No 04 ‘Vehicle category’ and No 50 ‘Remarks:’ the information and entries laid down in Appendix 2 of Annex IV.

Article 6

Models for the statutory plate and EU type-approval mark

Manufacturers shall issue the statutory plate and the EU type-approval mark referred to in Article 39(1) and (2) of Regulation (EU) No 168/2013 in accordance with the models set out in Annex V to this Regulation.

Article 7

Templates for the EU type-approval certificate

Approval authorities shall issue the EU type-approval certificates referred to in Article 30(1) of Regulation (EU) No 168/2013 on the basis of the templates set out in Annex VI to this Regulation.

Article 8

Numbering system of the EU type-approval certificate

Pursuant to Article 29(4) of Regulation (EU) No 168/2013, the EU type-approval certificates shall be numbered in accordance with the harmonised system set out in Annex VII to this Regulation.

Article 9

Template for the test results sheet

Approval authorities shall issue the test results sheet referred to in Article 30(3) of Regulation (EU) No 168/2013 on the basis of the template set out in Annex VIII to this Regulation.

Article 10

Format of test reports

The format of the test reports referred to in Article 32(1) of Regulation (EU) No 168/2013 shall comply with the general requirements set out in Annex VIII to this Regulation.

Article 11

List of parts or equipment which may pose a serious risk to the correct functioning of essential systems

The list of parts or equipment which may pose a serious risk to the correct functioning of systems that are essential for the safety of the vehicle or for its environmental performance referred to in Article 50(2) of Regulation (EU) No 168/2013 is set out in Annex X to this Regulation.

Article 12

Template and numbering system for the certificate for the placing on the market and entry into service of parts or equipment which may pose a serious risk to the correct functioning of essential systems

Approval authorities shall issue the certificate for the placing on the market and entry into service of parts or equipment which may pose a serious risk to the correct functioning of systems that are essential for the safety of the vehicle or for its environmental performance referred to in Article 51(2) of Regulation (EU) No 168/2013 on the basis of the template and in accordance with the numbering system set out in Annex IX to this Regulation.

[*F1**Article 12a*

Transitional provisions

1 Until 30 June 2020, national authorities shall continue to grant type-approvals to vehicle types in accordance with this Regulation in its version applicable on 11 March 2020.

2 Until 31 December 2020, the Member States shall permit the placing on the market, registration and entry into service of vehicles based on a vehicle type approved in accordance with this Regulation in its version applicable on 11 March 2020.**]**

Textual Amendments

F1 Inserted by Commission Implementing Regulation (EU) 2020/239 of 20 February 2020 amending Implementing Regulation (EU) No 901/2014 with regard to the adaptation of the templates for type-approval procedures for two- or three-wheel vehicles and quadricycles to the environmental steps Euro 5 and Euro 5+ requirements (Text with EEA relevance).