Council Decision (EU) 2019/399 of 7 March 2019 on the position to be taken on behalf of the European Union in the relevant Committees of the United Nations Economic Commission for Europe as regards the proposals for modifications to UN Regulations Nos 0, 3, 4, 6, 7, 9, 10, 19, 23, 27, 38, 41, 48, 50, 51, 53, 55, 58, 62, 67, 69, 70, 73, 74, 77, 86, 87, 91, 92, 98, 104, 106, 107, 110, 112, 113, 116, 119, 122, 123 and 128, the proposal for an amendment to the Consolidated Resolution R.E.5, the proposals for four new UN Regulations, and the proposal for an amendment to Schedule 4 of the Revised 1958 Agreement

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on the position to be taken on behalf of the European Union in the relevant Committees of the United Nations Economic Commission for Europe as regards the proposals for modifications to UN Regulations Nos 0, 3, 4, 6, 7, 9, 10, 19, 23, 27, 38, 41, 48, 50, 51, 53, 55, 58, 62, 67, 69, 70, 73, 74, 77, 86, 87, 91, 92, 98, 104, 106, 107, 110, 112, 113, 116, 119, 122, 123 and 128, the proposal for an amendment to the Consolidated Resolution R.E.5, the proposals for four new UN Regulations, and the proposal for an amendment to Schedule 4 of the Revised 1958 Agreement

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) By Council Decision 97/836/EC[(1)], the Union acceded to the Agreement of the United Nations Economic Commission for Europe (UNECE) 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 those prescriptions (‘Revised 1958 Agreement’). The Revised 1958 Agreement entered into force on 24 March 1998.

(2) By Council Decision 2000/125/EC[(2)], the Union acceded to the Agreement concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles (‘Parallel Agreement’). The Parallel Agreement entered into force on 15 February 2000.

(3) Pursuant to Article 1 of the Revised 1958 Agreement and Article 6 of the Parallel Agreement, the Administrative Committee of the Revised 1958 Agreement and the Executive Committee of the Parallel Agreement (‘the relevant UNECE Committees’) may adopt the proposals for modifications to UN Regulations Nos 0, 3, 4, 6, 7, 9, 10, 19, 23, 27, 38, 41, 48, 50, 51, 53, 55, 58, 62, 67, 69, 70, 73, 74, 77, 86, 87, 91, 92, 98, 104, 106, 107, 110, 112, 113, 116, 119, 122, 123 and 128; the proposal for an amendment to the Consolidated Resolution R.E.5; the proposals for four new UN Regulations; and

Changes to legislation: *There are currently no known outstanding effects for the Council Decision (EU) 2019/399. (See end of Document for details)*

the proposal for an amendment to Schedule 4 of the Revised 1958 Agreement ('mega decision').

(4) The relevant UNECE Committees, during the 177th session of the World Forum to be held between 11 and 15 March 2019, are to adopt a mega decision in relation to the administrative provisions and uniform technical prescriptions for the approval of and global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles.

(5) It is appropriate to establish the position to be taken on the Union's behalf in the relevant UNECE Committees, as regards the adoption of those modifications to Schedule 4 of the Revised 1958 Agreement, UN Regulations, and the Consolidated Resolution and those new UN Regulations, as the Regulations, in combination with the Consolidated Resolution, will be binding on the Union and capable of decisively influencing the content of Union law in the field of vehicle type-approval.

(6) Directive 2007/46/EC of the European Parliament and of the Council[3] replaced the approval systems of the Member States with a Union approval procedure and established a harmonised framework containing administrative provisions and general technical requirements for all new vehicles, systems, components and separate technical units. That Directive incorporated regulations adopted under the Revised 1958 Agreement ('UN Regulations') in the EU type-approval system, either as requirements for type-approval or as alternatives to Union legislation. Since the adoption of Directive 2007/46/EC, UN Regulations have been increasingly incorporated into Union legislation.

(7) In the light of experience and technical developments, the requirements relating to certain elements or features covered by UN Regulations Nos 0, 3, 4, 6, 7, 9, 10, 19, 23, 27, 38, 41, 48, 50, 51, 53, 62, 67, 69, 70, 73, 74, 77, 86, 87, 91, 92, 98, 104, 106, 107, 110, 112, 113, 116, 119, 122, 123 and 128, as well as by the Consolidated Resolution R.E.5 need to be either amended or supplemented. In addition, certain provisions of UN Regulations Nos 55, 58 and 107 need to be corrected.

(8) In order to clarify and consolidate the component-related requirements currently contained in several UN Regulations, three new UN Regulations on light-signalling devices (LSD), road illumination devices (RID) and retro-reflective devices (RRD) need to be adopted. Those new UN Regulations will replace, without changing any of the detailed technical requirements already in force to date, 20 UN Regulations (Nos 3, 4, 6, 7, 19, 23, 27, 38, 50, 69, 70, 77, 87, 91, 98, 104, 112, 113, 119 and 123) that will no longer be used for new type approvals of vehicles. On 6 November 2018, the Council adopted a Decision relating to the position to be taken with respect to all those 23 UN Regulations for the November 2018 session of the relevant UNECE Committees (176th session of the World Forum). However, the relevant Committees did not vote on those Regulations in that session,

HAS ADOPTED THIS DECISION:

***Changes to legislation:** There are currently no known outstanding effects for the Council Decision (EU) 2019/399. (See end of Document for details)*

Article 1

The position to be taken on the Union's behalf in the Administrative Committee of the Revised 1958 Agreement and the Executive Committee of the Parallel Agreement during the 177th session of the World Forum to be held between 11 and 15 March 2019 shall be to vote in favour of the proposals listed in the Annex to this Decision.

Article 2

This Decision is addressed to the Commission.

Done at Brussels, 7 March 2019.

For the Council

The President

C.D. DAN

Changes to legislation: *There are currently no known outstanding effects for the Council Decision (EU) 2019/399. (See end of Document for details)*

ANNEX

Regulation No	Agenda item title	Document reference[a]
0	Proposal for the 01 series of amendments to UN Regulation No 0 on uniform provisions concerning the International Whole Vehicle Type Approval	ECE/TRANS/WP.29/2018/82
3	Proposal for the 03 series of amendments to UN Regulation No 3 (Retro-reflecting devices)	ECE/TRANS/ WP.29/2018/91/Rev.1
4	Proposal for the 01 series of amendments to UN Regulation No 4 (Illumination of rear registration plates)	ECE/TRANS/ WP.29/2018/92/Rev.1
6	Proposal for the 02 series of amendments to UN Regulation No 6 (Direction indicators)	ECE/TRANS/ WP.29/2018/93/Rev.1
7	Proposal for the 03 series of amendments to UN Regulation No 7 (Position, stop and end-outline lamps)	ECE/TRANS/ WP.29/2018/94/Rev.1
9	Proposal for the 08 series of amendments to UN Regulation No 9 (Noise of three-wheeled vehicles)	ECE/TRANS/WP.29/2019/6
10	Proposal for a new 06 series of amendments to UN Regulation No 10 (Electromagnetic compatibility)	ECE/TRANS/WP.29/2019/20
19	Proposal for the 05 series of amendments to UN Regulation No 19 (Front fog lamps)	ECE/TRANS/ WP.29/2018/95/Rev.1
23	Proposal for the 01 series of amendments to UN Regulation No 23 (Reversing lamps)	ECE/TRANS/ WP.29/2018/96/Rev.1
27	Proposal for the 05 series of amendments to UN	ECE/TRANS/ WP.29/2018/97/Rev.1

a All documents referred to in the table are available at: http://www.unece.org/trans/main/wp29/wp29wgs/wp29gen/gen2018.html

	Regulation No 27 (Advance warning triangles)	
38	Proposal for the 01 series of amendments to UN Regulation No 38 (Rear fog lamps)	ECE/TRANS/ WP.29/2018/98/Rev.1
41	Proposal for Supplement 7 to the 04 series of amendments to UN Regulation No 41(Noise emissions of motorcycles)	ECE/TRANS/WP.29/2019/3
48	Proposal for Supplement 12 to the 06 series of amendments to UN Regulation No 48 (Installation of lighting and light-signalling devices)	ECE/TRANS/ WP.29/2018/99/Rev.2
48	Proposal for Supplement 13 to the 05 series of amendments to UN Regulation No 48 (Installation of lighting and light-signalling devices)	ECE/TRANS/ WP.29/2018/100/Rev.1
48	Proposal for Supplement 18 to the 04 series of amendments to UN Regulation No 48 (Installation of lighting and light-signalling devices)	ECE/TRANS/ WP.29/2018/101
48	Proposal for Supplement 6 to the 03 series of amendments to UN Regulation No 48 (Installation of lighting and light-signalling devices)	ECE/TRANS/ WP.29/2018/102
50	Proposal for the 01 series of amendments to UN Regulation No 50 (Position, stop, direction indicator lamps for mopeds and motorcycles)	ECE/TRANS/ WP.29/2018/103/Rev.1
51	Proposal for Supplement 5 to the 03 series of amendments to UN Regulation No 51 (Noise of M and N categories of vehicles)	ECE/TRANS/WP.29/2019/4/ Rev.1

a All documents referred to in the table are available at: http://www.unece.org/trans/main/wp29/wp29wgs/wp29gen/gen2018.html