

Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (Text with EEA relevance)

## CHAPTER I

### SUBJECT MATTER, SCOPE AND DEFINITIONS

#### *Article 1*

##### **Subject matter**

This Regulation establishes requirements:

1. for the type-approval of motor vehicles, their trailers and systems, components and separate technical units intended therefor with regard to their safety,
2. for the type-approval of motor vehicles, in respect of tyre pressure monitoring systems, with regard to their safety, fuel efficiency and CO<sub>2</sub> emissions and, in respect of gear shift indicators, with regard to their fuel efficiency and CO<sub>2</sub> emissions; and
3. for the type-approval of newly-manufactured tyres with regard to their safety, rolling resistance performance and rolling noise emissions.

#### *Article 2*

##### **Scope**

This Regulation shall apply to vehicles of categories M, N and O and systems, components and separate technical units intended therefor as defined in Section A of Annex II to Directive 2007/46/EC, subject to Articles 5 to 12 of this Regulation.

#### *Article 3*

##### **Definitions**

For the purposes of this Regulation, the definitions laid down in Article 3 of Directive 2007/46/EC shall apply.

In addition, the following definitions shall apply:

1. 'electronic stability control' means an electronic control function for a vehicle which improves the dynamic stability of the vehicle;
2. 'class I M<sub>2</sub> or M<sub>3</sub> vehicle' means an M<sub>2</sub> or M<sub>3</sub> vehicle with a capacity exceeding 22 passengers in addition to the driver constructed with areas for standing passengers to allow frequent passenger movement;

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**Changes to legislation:** There are outstanding changes not yet made to Regulation (EC) No 661/2009 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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3. 'class A M<sub>2</sub> or M<sub>3</sub> vehicle' means an M<sub>2</sub> or M<sub>3</sub> vehicle with a capacity not exceeding 22 passengers, in addition to the driver, designed to carry standing passengers and having seats and provision for standing passengers;
4. 'lane departure warning system' means a system to warn the driver of unintentional drift of the vehicle out of its travel lane;
5. 'advanced emergency braking system' means a system which can automatically detect an emergency situation and activate the vehicle braking system to decelerate the vehicle with the purpose of avoiding or mitigating a collision;
6. 'load-capacity index' means one or two numbers which indicate the load the tyre can carry in single or in single and dual formation at the speed corresponding to the associated speed category and when used in conformity with requirements specified by the manufacturer;
7. 'tyre pressure monitoring system' means a system fitted on a vehicle which can evaluate the pressure of the tyres or the variation of pressure over time and transmit corresponding information to the user while the vehicle is running;
8. 'special use tyre' means a tyre intended for mixed use both on- and off-road or for other special duty;
9. 'off-road professional tyre' means a special use tyre primarily used in severe off-road conditions;
10. 'reinforced tyre' or 'extra load tyre' means a C1 pneumatic tyre structure in which the carcass is designed to carry a greater load than the corresponding standard tyre;
11. 'snow tyre' means a tyre whose tread pattern, tread compound or structure is primarily designed to achieve in snow conditions a performance better than that of a normal tyre with regard to its ability to initiate or maintain vehicle motion;
12. 'T-type temporary-use spare tyre' means a temporary-use spare tyre designed for use at inflation pressures higher than those established for standard and reinforced tyres;
13. 'traction tyre' means a tyre of classes C2 or C3 bearing the inscription 'M + S', 'M.S.' or 'M&S' and intended to be fitted to a vehicle drive axle or axles;
14. 'unprotected road user' means pedestrians, cyclists and motorcyclists;
15. 'gear shift indicator' or 'GSI' means a visible indicator recommending that the driver shift gear;
16. 'manual gearbox' means a gearbox that can be operated in a mode where the shift between all or some of the gears is always an immediate consequence of an action of the driver, regardless of its physical implementation; this does not cover systems where the driver can only preselect a certain gear shift strategy or limit the number of gears available for driving, and where the actual gear shifts are initiated independently of the decision of the driver according to certain driving patterns.

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**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Signature words omitted by [S.I. 2022/1273 reg. 55\(11\)](#)
- Art. 12(2)(b) words substituted by [S.I. 2022/1273 reg. 55\(5\)](#)
- Art. 13(2)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(b\)\(ii\)](#)
- Art. 13(2)(b) word substituted by [S.I. 2022/1273 reg. 55\(7\)\(b\)\(iii\)](#)
- Art. 13(5)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(e\)](#)
- Art. 13(6)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(e\)](#)
- Art. 13(9)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(e\)](#)
- Art. 13(10)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(e\)](#)
- Art. 13(15)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(j\)\(i\)](#)
- Art. 13(15)(a) words substituted by [S.I. 2022/1273 reg. 55\(7\)\(j\)\(ii\)](#)
- Art. 14(1)(b) words omitted by [S.I. 2022/1273 reg. 55\(8\)\(b\)](#)
- Art. 14(1)(f) words substituted by [S.I. 2022/1273 reg. 55\(8\)\(c\)](#)
- Art. 14(3)(b) omitted by [S.I. 2022/1273 reg. 55\(8\)\(e\)\(ii\)](#)