

Council Decision (EU) 2017/443 of 6 March 2017 establishing the position to be adopted on behalf of the European Union in the relevant Committees of the United Nations Economic Commission for Europe as regards the proposals for amendments to UN Regulations Nos 3, 4, 6, 7, 13, 19, 23, 27, 28, 38, 39, 43, 45, 50, 69, 70, 73, 75, 77, 79, 83, 87, 91, 98, 99, 101, 104, 107, 109, 110, 112, 118, 119, 123 and 138, and one proposal for amending the Consolidated Resolution on the Construction of Vehicles (R.E.3) by guidelines on cyber security and data protection

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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) In accordance with Council Decision 97/836/EC<sup>(1)</sup>, 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 (the 'Revised 1958 Agreement').
- (2) In accordance with Council Decision 2000/125/EC<sup>(2)</sup>, 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 (the 'Parallel Agreement').
- (3) Directive 2007/46/EC of the European Parliament and of the Council<sup>(3)</sup> 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 UN Regulations adopted under the Revised 1958 Agreement in the EU type-approval system, either as requirements for type-approval or as alternatives to Union legislation. Since the adoption of that Directive, such UN

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**Changes to legislation:** There are currently no known outstanding effects for the Council Decision (EU) 2017/443, Introductory Text. (See end of Document for details)

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regulations have increasingly been incorporated into Union legislation in the framework of the EU type-approval.

- (4) In the light of experience and technical developments, the requirements relating to certain elements or features covered by UN Regulations Nos 3, 4, 6, 7, 13, 19, 23, 27, 28, 38, 39, 43, 45, 50, 69, 70, 73, 75, 77, 79, 83, 87, 91, 98, 99, 101, 104, 107, 109, 110, 112, 118, 119, 123 and 138, need to be adapted to technical progress.
- (5) In order to lay down uniform provisions concerning the construction of vehicles, the Consolidated Resolution on the Construction of Vehicles (R.E.3) should be amended by guidelines on cyber security and data protection, without hindering the ongoing development done at Union level in the framework of cooperative, connected and automated driving.
- (6) It is appropriate to establish the position to be adopted on behalf of the Union within the relevant Committees of the UNECE, namely the Administrative Committee of the Revised 1958 Agreement and the Executive Committee of the Parallel Agreement, as regards the adoption of those UN acts,

HAS ADOPTED THIS DECISION:

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- (1) Council Decision 97/836/EC of 27 November 1997 with a view to accession by the European Community to the Agreement of the United Nations Economic Commission for Europe 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 these prescriptions ('Revised 1958 Agreement') (OJ L 346, 17.12.1997, p. 78).
- (2) Council Decision 2000/125/EC of 31 January 2000 concerning the conclusion of 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') (OJ L 35, 10.2.2000, p. 12).
- (3) Directive 2007/46/EC of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive) (OJ L 263, 9.10.2007, p. 1).

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