

Council Directive of 26 July 1971 on the approximation of the laws of the Member States relating to the braking devices of certain categories of motor vehicles and of their trailers (71/320/EEC) (repealed)

*Article 1*

[<sup>F1</sup> For the purposes of this Directive, ‘vehicle’ means any vehicle as defined in Article 2 of Directive 70/156/EEC.

Vehicle categories are defined in Annex IIA to Directive 70/156/EEC.]

[<sup>F2</sup> . . . . .]

2 Articulated category M vehicles made up of two non-separable but articulated units shall be considered to be single vehicles.

<sup>F23</sup> . . . . .

[<sup>F13</sup>.] In the case of category N vehicles, the equipment and fittings of certain special vehicles not intended for the carriage of passengers (such as crane vehicles, workshop vehicles, publicity vehicles) shall be considered to be goods.

<sup>F25</sup> . . . . .

**Textual Amendments**

- F1** Substituted by [Commission Directive 98/12/EC of 27 January 1998 adapting to technical progress Council Directive 71/320/EEC on the approximation of the laws of the Member States relating to the braking devices of certain categories of motor vehicles and their trailers \(Text with EEA relevance\).](#)
- F2** Deleted by [Commission Directive 98/12/EC of 27 January 1998 adapting to technical progress Council Directive 71/320/EEC on the approximation of the laws of the Member States relating to the braking devices of certain categories of motor vehicles and their trailers \(Text with EEA relevance\).](#)

*[<sup>F3</sup> Article 2*

No Member State may refuse to grant EEC type-approval or national type-approval of a vehicle on grounds relating to its braking device if that vehicle is fitted with the devices specified in [<sup>F1</sup>the relevant Annexes] and if these devices satisfy the requirements set out therein.]

**Textual Amendments**

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- F3** Substituted by [Commission Directive of 23 December 1985 adapting to technical progress Council Directive 71/320/EEC on the approximation of the laws of the Member States relating to the braking devices of certain categories of motor vehicles and their trailers \(85/647/EEC\).](#)

*[<sup>F4</sup> Article 2a*

No Member State may refuse or prohibit the sale, registration, entry into service or use of a vehicle on grounds relating to its braking devices if that vehicle is equipped with

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the braking devices specified in [<sup>F1</sup>the relevant Annexes] and if such braking devices satisfy the requirements set out therein.]

#### Textual Amendments

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- F4** Inserted by [Act concerning the Conditions of Accession and the Adjustments to the Treaties](#).

#### Article 3

The Member State which has granted type approval shall take the necessary measures to ensure that it is informed of any modification to a component or characteristic mentioned in item 1.1 of Annex I. The competent authorities of that State shall decide whether the modified prototype should be submitted to fresh tests and whether a fresh report should be drawn up thereon. If such tests reveal failure to comply with the requirements of this Directive, the modification shall not be authorised.

#### Article 4

Pending the entry into force of a separate Directive on the definition of an ‘urban bus’, such vehicles shall continue to be submitted to the Type II A test described in Annex II where their maximum weight exceeds 10 metric tons.

#### Article 5

The amendments necessary for adjusting the requirements of the Annexes so as to take account of technical progress shall be adopted in accordance with the procedure laid down in Article 13 of [<sup>F1</sup>Council Directive 70/156/EEC] on the type approval of motor vehicles and their trailers.

#### Textual Amendments

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#### Article 6

1 Member States shall put into force the provisions containing the requirements needed in order to comply with this Directive within eighteen months of its notification and shall forthwith inform the Commission thereof.

2 With effect from 1 October 1974, the provisions of item 2.2.1.4 of Annex I shall also apply to vehicles other than those in category M<sub>3</sub> or category N<sub>3</sub>.

3 Member States shall ensure that the texts of the main provisions of national law which they adopt in the field covered by this Directive are communicated to the Commission.

#### Article 7

This Directive is addressed to the Member States.