

Commission Regulation (EU) No 351/2012 of 23 April 2012
implementing Regulation (EC) No 661/2009 of the European Parliament
and of the Council as regards type-approval requirements for the
installation of lane departure warning systems in motor vehicles

Article 1

Scope

This Regulation applies to vehicles of categories M₂, N₂, M₃ and N₃, as defined in Annex II to Directive 2007/46/EC of the European Parliament and of the Council⁽¹⁾, with the exception of the following:

- (1) semi-trailer towing vehicles of category N₂ with a maximum mass exceeding 3,5 tonnes but not exceeding 8 tonnes;
- (2) categories M₂ and M₃ vehicles of Class A, Class I and Class II;
- (3) category M₃ articulated buses of Class A, Class I and Class II;
- (4) off-road vehicles of categories M₂, M₃, N₂ and N₃ as referred to in points 4.2 and 4.3 of Part A of Annex II to Directive 2007/46/EC;
- (5) special purpose vehicles of categories M₂, M₃, N₂ and N₃ as referred to in point 5 of Part A of Annex II to Directive 2007/46/EC;
- (6) vehicles of categories M₂, M₃, N₂ and N₃ with more than three axles.

Article 2

Definitions

For the purposes of this Regulation, the following definitions shall apply in addition to the definitions set out in Regulation (EC) No 661/2009:

- (1) ‘vehicle type with regard to its Lane Departure Warning System’ means a category of vehicles which do not differ in such essential respects as:
 - (a) the manufacturer’s trade name or mark;
 - (b) vehicle features which significantly influence the performances of the Lane Departure Warning System;
 - (c) the type and design of the Lane Departure Warning System;
- (2) ‘lane’ means one of the longitudinal strips into which a roadway is divided (as shown in the Appendix to Annex II);
- (3) ‘visible lane marking’ means delineators intentionally placed on the borderline of the lane that are directly visible by the driver while driving;
- (4) ‘rate of departure’ means the subject vehicle’s approach velocity at a right angle to the visible lane marking at the warning issue point;

Changes to legislation: There are outstanding changes not yet made to Commission Regulation (EU) No 351/2012. 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](#)

- (5) ‘common space’ means an area on which two or more information functions may be displayed, but not simultaneously.

Article 3

EC type-approval of a type of vehicle with regard to LDWS

1 The manufacturer or his representative shall submit to the type-approval authority the application for EC type-approval of a vehicle with regard to lane departure warning systems.

2 The application shall be drawn up in accordance with the model of the information document set out in Part 1 of Annex I.

3 If the relevant requirements set out in Annex II to this Regulation are met, the approval authority shall grant an EC type-approval and issue a type-approval number in accordance with the numbering system set out in Annex VII to Directive 2007/46/EC.

A Member State may not assign the same number to another vehicle type.

4 For the purposes of paragraph 3, the type-approval authority shall issue an EC type-approval certificate established in accordance with the model set out in Part 2 of Annex I.

Article 4

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Changes to legislation: *There are outstanding changes not yet made to Commission Regulation (EU) No 351/2012. 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](#)*

(1) [OJ L 263, 9.10.2007, p. 1.](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- Annex 1 heading word substituted by S.I. 2022/1273 reg. 70(5)(a)
- Annex 1 word substituted by S.I. 2022/1273 reg. 70(5)(a)
- Annex 1 Pt. 1 notes words substituted by S.I. 2022/1273 reg. 70(5)(b)(i)
- Annex 1 Pt. 1 notes words substituted by S.I. 2022/1273 reg. 70(5)(b)(ii)
- Annex 1 Pt. 1 notes words substituted by S.I. 2022/1273 reg. 70(5)(b)(iii)
- Annex 1 Pt. 2 words substituted by S.I. 2022/1273 reg. 70(5)(c)
- Annex 1 Pt. 2 notes words substituted by S.I. 2022/1273 reg. 70(5)(d)
- Annex 1 Addendum heading words substituted by S.I. 2022/1273 reg. 70(5)(e)
- Annex 2 point 2.2.3.1 words inserted by S.I. 2022/1273 reg. 70(6)(a)(i)
- Annex 2 point 2.2.3.2 words inserted by S.I. 2022/1273 reg. 70(6)(b)
- Annex 2 point 2.2.3.1 words substituted by S.I. 2022/1273 reg. 70(6)(a)(ii)
- Art. 1 words substituted by S.I. 2022/1273 reg. 70(2)(a)
- Art. 3 heading word substituted by S.I. 2022/1273 reg. 70(3)(a)
- Art. 3(1) word substituted by S.I. 2022/1273 reg. 70(3)(a)
- Art. 3(3) words substituted by S.I. 2022/1273 reg. 70(3)(b)(i)
- Art. 3(3) words substituted by S.I. 2022/1273 reg. 70(3)(b)(ii)
- Art. 3(3) words substituted by S.I. 2022/1273 reg. 70(3)(c)
- Art. 3(4) words substituted by S.I. 2022/1273 reg. 70(3)(c)

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

- Signature words omitted by S.I. 2022/1273 reg. 70(4)
- Art. 1(4) words substituted by S.I. 2022/1273 reg. 70(2)(b)
- Art. 1(5) words substituted by S.I. 2022/1273 reg. 70(2)(c)
- Art. 3(5) inserted by S.I. 2022/1273 reg. 70(3)(d)