

SCHEDULE 5

Regulation 2(6)

Community Instruments and ECE Regulations

Part I

References to Community Instruments

1.—(1) The Directives referred to in these Regulations are set out in Part II of this Schedule; those marked with an asterisk are Commission Directives, those marked with a cross are Directives of the European Parliament and the Council and the other Directives are Council Directives.

(2) A reference in these Regulations to a Directive shown in column 2 of Part II of this Schedule as last amended by a Directive shown in column 3 against that Directive shall be read as follows.

(3) The reference shall be read as a reference to the Directive shown in column 2 as amended by the Directives shown in column 3 against that Directive down as far as (and including) the Directive referred to as the last amending Directive.

2.—(1) For the purposes of these Regulations, where a vehicle does not comply with an item in Schedule 2 or 3, it shall nevertheless be regarded as complying with that item if—

- (a) that item contains a reference to a Directive (“the base Directive”) not followed by the words “as last amended by”; and
- (b) the vehicle would comply with that item were there substituted for that reference, a reference to the base Directive as last amended by a Directive shown against the base Directive in column 3 of Part II of this Schedule.

(2) For the purposes of these Regulations, where a vehicle does not comply with an item in Schedule 2 or 3, it shall nevertheless be regarded as complying with that item if—

- (a) that item contains a reference to a Directive (“the base Directive”) as last amended by another Directive (“the amending Directive”); and
- (b) the vehicle would comply with that item were there substituted for that reference, a reference to the base Directive as last amended by a Directive shown—
 - (i) against the base Directive, and
 - (ii) below the amending Directive in column 3 of Part II of this Schedule.

References to ECE Regulations

3.—(1) A reference in these Regulations to an ECE Regulation followed by a number which is not itself followed by a full-stop and 2 digits (for example “ECE Regulation 30”) shall be read as a reference to the ECE Regulation of that number which came into force on the date shown against that number in column 4 of Part III of this Schedule.

(2) A reference in these Regulations to an ECE Regulation followed by a number which is itself followed by a full-stop and 2 digits (for example “ECE Regulation 30.01”) shall be read as a reference to the ECE Regulation of that number with the amendments in force on the dates shown against the number in column 4 of Part III of this Schedule.

4.—(1) For the purposes of these Regulations, where a vehicle does not comply with an item in Schedule 2 or 3, it shall nevertheless be regarded as complying with that item if—

- (a) that item contains a reference to an ECE Regulation (“the base Regulation”) that is not followed by a full-stop and 2 digits; and

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- (b) the vehicle would comply with that item were there substituted for that reference, a reference to an entry in column 3 of Part III of this Schedule shown against that Regulation.
- (2) For the purposes of these Regulations, where a vehicle does not comply with an item in Schedule 2 or 3, it shall nevertheless be regarded as complying with that item if—
- (a) that item contains a reference to an ECE Regulation (“the base Regulation”) that is followed by a full-stop and 2 digits; and
- (b) the vehicle would comply with that item were there substituted for that reference, a reference to an entry in column 3 of Part III of this Schedule shown—
- (i) against that Regulation, and
- (ii) below the entry in that column for that ECE Regulation and those 2 digits.
5. In these Regulations, “ECE Regulation” means a Regulation annexed to the Agreement concerning the adoption of uniform conditions of approval for motor vehicle equipment and parts and reciprocal recognition thereof concluded at Geneva on 20th March 1958⁽¹⁾ as amended⁽²⁾ to which the United Kingdom is a party⁽³⁾.

Part II

References to Community Directives

References in Schedule 2

(1) <i>Subject matter of Directive</i>	(2) <i>Principal Directive</i>	(3) <i>Amending Directive</i>	(4) <i>Official Journal reference</i>
Radio interference suppression	72/245/EEC		L152, 6.7.72, p. 15
		89/491/EEC*	L238, 15.8.89, p. 43
		95/54/EC	L226, 8.11.95, p. 1
Protective steering	74/297/EEC		L165, 20.6.74, p. 16
		91/662/EEC*	L366, 31.12.91, p. 1
Diesel smoke	72/306/EEC		L190, 20.8.72, p. 1
Roadworthiness	77/143/EEC		L47, 18.2.77, p. 47
		88/449/EEC	L222, 12.8.88, p. 10
		91/225/EEC	L103, 24.4.91, p. 3
		91/328/EEC	L178, 6.7.91, p. 29
		92/55/EEC	L225, 10.8.92, p. 68
Rear view mirrors	71/127/EEC		L68, 22.3.71, p. 1
		79/795/EEC*	L239, 22.9.79, p. 1
		85/205/EEC*	L90, 29.3.85, p. 1

(1) Cmnd 2535

(2) Cmnd 3562

(3) By an instrument of accession dated the 14th January 1963 deposited with the Secretary General of the United Nations on 15th January 1963

(1) <i>Subject matter of Directive</i>	(2) <i>Principal Directive</i>	(3) <i>Amending Directive</i>	(4) <i>Official Journal reference</i>
		86/562/EEC*	L327, 2.11.86, p. 49
		88/321/EEC*	L147, 14.6.88, p. 77
Seat belt anchorages	76/115/EEC		L24, 30.1.76, p. 6
		81/575/EEC	L209, 29.7.81, p. 30
		82/318/EEC*	L139, 19.5.82, p. 9
		90/629/EEC*	L341, 6.12.90, p. 14
		96/38/EC*	L187, 26.7.96, p. 95
Seat belts	77/541/EEC		L220, 29.8.77, p. 95
		81/576/EEC	L209, 29.7.81, p. 32
		82/319/EEC*	L139, 19.5.82, p. 17
		90/628/EEC*	L341, 6.12.90, p. 1
		96/36/EC*	L178, 17.7.96, p. 15
Braking	71/320/EEC		L202, 6.9.71, p. 37
		74/132/EEC*	L74, 19.3.74, p. 7
		75/524/EEC*	L236, 8.9.75, p. 3
		79/489/EEC*	L128, 26.5.79, p. 12
		85/647/EEC*	L38, 31.12.85, p. 1
		88/194/EEC*	L92, 9.4.88, p. 47
		91/422/EEC*	L233, 22.9.91, p. 21
		98/12/EC*	L81, 18.3.98, p. 1
Braking of 2/3 wheeled vehicles	93/14/EEC		L121, 15.5.93, p. 1
Seat strength	74/408/EEC		L221, 12.8.74, p. 1
		81/577/EEC	L209, 29.7.81, p. 34
		96/37/EC*	L187, 25.7.96, p. 28
Tyres	92/23/EEC		L129, 14.5.92, p. 95
Interior fittings	74/60/EEC		L38, 11.2.74, p. 2
		78/632/EEC*	L206, 29.7.78, p. 26
Forward vision	77/649/EEC		L267, 19.10.77, p. 1
		81/643/EEC*	L231, 15.8.81, p. 41
		88/366/EEC*	L181, 12.7.88, p. 40
		90/630/EEC*	L341, 6.12.90, p. 20
External projections	74/483/EEC		L266, 2.10.74, p. 4

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(1) <i>Subject matter of Directive</i>	(2) <i>Principal Directive</i>	(3) <i>Amending Directive</i>	(4) <i>Official Journal reference</i>
Masses and dimensions	92/21/EEC	79/488/EEC*	L128, 26.5.79, p. 1
			L129, 14.5.92, p. 1
		95/48/EC*	L233, 30.9.95, p. 73

References in Schedule 3

(1) <i>Subject matter of Directive</i>	(2) <i>Principal Directive</i>	(3) <i>Amending Directive</i>	(4) <i>Official Journal reference</i>
Protective steering	74/297/EEC		L165, 20.6.74, p. 16
		91/662/EEC*	L366, 31.12.91, p. 1
Exhaust emissions	70/220/EEC		L76, 6.4.70, p. 1
		91/441/EEC	L242, 30.8.91, p. 1
		93/59/EEC	L186, 28.7.93, p. 21
		94/12/EC+	L100, 19.4.94, p. 42
		96/69/EC+	L282, 1.11.96, p. 64
		98/77/EC+	L286, 23.10.98, p. 34
		98/69/EC+	L350, 28.12.98, p. 1
Anti-theft devices	74/61/EEC		L38, 11.2.70, p. 22
		95/56/EC*	L286, 29.11.95, p. 1
Seat belt anchorages	76/115/EEC		L24, 30.1.76, p. 1
		82/318/EEC*	L139, 19.5.82, p. 9
		90/629/EEC*	L341, 6.12.90, p. 14
		96/38/EC*	L187, 26.7.96, p. 95
Seat belts	77/541/EEC		L220, 29.8.77, p. 45
		90/628/EEC	L341, 6.12.90, p. 1
		96/36/EC*	L178, 17.7.90, p. 15
Braking	71/320/EEC		L202, 6.9.71, p. 37
		91/422/EEC*	L238, 27.8.91, p. 25
		98/12/EC*	L81, 18.3.98, p. 1
Noise and silencers	70/157/EEC		L42, 23.2.70, p. 16
		84/424/EEC	L238, 6.9.84, p. 31
		92/97/EEC	L371, 19.12.92, p. 1

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(1) <i>Subject matter of Directive</i>	(2) <i>Principal Directive</i>	(3) <i>Amending Directive</i>	(4) <i>Official Journal reference</i>
Carbon dioxide emissions and fuel consumption	80/1268/EEC	L375, 31.12.80, p. 46	
		93/116/EC*	L329, 30.12.93, p. 39
Frontal impact		96/79/EC+	L18, 21.1.97, p.7
Side impact		96/27/EC+	L169, 8.7.96, p. 1

Part III

References to ECE Regulations

References in Schedule 2

(1) <i>Subject matter of Regulation</i>	(2) <i>ECE Regulation</i>	(3) <i>Amending Series</i>	(4) <i>Date</i>
Radio interference suppression	10		17 Dec. 1968
		10.01	23 June 1978
		10.02	3 Sept. 1997
Rear reflectors	3		1 Nov. 1963
		3.01	18 Aug. 1982
		3.02	11 July 1985
Rear view mirrors	46		29 Sept. 1975
		46.01	5 Oct. 1987
Tyres	30		1 April 1975
		30.01	10 Oct. 1977
		30.02	21 April 1981

References in Schedule 3

(1) <i>Subject matter of Regulation</i>	(2) <i>ECE Regulation</i>	(3) <i>Amending Series</i>	(4) <i>Date</i>
Protective steering	12		1 June 1969
		12.01	8 Oct. 1980
		12.02	14 Nov. 1982
		12.03	24 Aug. 1993
Exhaust emissions		83	5 Nov. 1989
		83.01	30 Dec. 1992

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(1) <i>Subject matter of Regulation</i>	(2) <i>ECE Regulation</i>	(3) <i>Amending Series</i>	(4) <i>Date</i>
		83.02	7 Dec. 1996
		83.04	13 Nov. 1999
Anti-theft devices	18		1 March 1971
		18.02	3 Sept. 1997
Alarm systems	97		1 Jan. 1996
		97.01	13 Jan. 2000
Seat belt anchorages	14		1 April 1970
		14.02	22 Nov. 1984
		14.03	29 Jan. 1992
		14.04	18 Jan. 1998
		14.05	4 Feb. 1999
Seat belts	16		1 Dec. 1970
	16.04	22 Dec. 1985	
Braking	13		1 June 1970
		13.06	22 Nov. 1990
		13.07	18 Sept. 1994
		13.08	26 March 1995
		13.09	28 Aug. 1996
		13H	11 May. 1998
Noise and silencers	51		15 July 1982
		51.01	27 April 1988
		51.02	18 April 1995
Carbon dioxide emissions from fuel consumption	101		1 Jan. 1997
Frontal impact	94		1 Oct. 1995
		94.01	2 Aug. 1998
Side impact	95		6 July 1995
	95.01	12 Aug. 1998	