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STATUTORY INSTRUMENTS

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**2022 No. 1273**

The Road Vehicles and Non-Road Mobile  
Machinery (Type-Approval) (Amendment and  
Transitional Provisions) (EU Exit) Regulations 2022

PART 4

EU Regulations

CHAPTER 2

Other EU Regulations

**Commission Regulation (EU) No 406/2010**

**56.**—(1) [Commission Regulation \(EU\) No 406/2010](#) is amended as follows.

(2) In Article 2 (administrative provisions for EC type-approval of a vehicle with regard to hydrogen propulsion)—

- (a) in the heading and paragraph 1, for “EC type-approval” substitute “GB type-approval”;
- (b) in paragraphs 2 and 4, for “an EC type-approval” substitute “a GB type-approval”;
- (c) in paragraph 3—
  - (i) for “Annex VII to [Directive 2007/46/EC](#)” substitute “Annex IV to Commission Implementing Regulation (EU) 2020/683”;
  - (ii) for “A Member State” substitute “The approval authority”.

(3) In Article 3 (administrative provisions for EC component type-approval of hydrogen components)—

- (a) in the heading and paragraph 1, for “EC component type-approval” substitute “GB component type-approval”;
- (b) in paragraph 2—
  - (i) for “an EC component type-approval” substitute “a GB component type-approval”;
  - (ii) for “Annex VII to [Directive 2007/46/EC](#)” substitute “Annex IV to Commission Implementing Regulation (EU) 2020/683”;
  - (iii) for “A Member State” substitute “The approval authority”;
  - (iv) in paragraph 3, for “an EC type-approval” substitute “a GB type-approval”.

(4) In Article 4 (regulatory provisions which do not apply)—

- (a) in the opening words—
  - (i) for “EC” substitute “GB”;
  - (ii) for “Articles 6 and 9 of [Directive 2007/46/EC](#)” substitute “Article 22(1) of Regulation (EU) 2018/858”;

- (b) in point (1), for “Council Directive [80/1268/EEC](#)” substitute “Regulation (EC) [715/2007](#) in respect of the determination of fuel consumption and CO<sub>2</sub> emissions”;
  - (c) in point (2), for “Council Directive [80/1269/EEC](#)” substitute “Regulation (EC) [715/2007](#) or Regulation (EC) No [595/2009](#), both in respect of the determination of engine power”;
  - (d) in point (3), for “Annex I to Council Directive [70/2221/EEC](#)” substitute “UN Regulation 34, as amended by the 03 series of amendments(1)”;
  - (e) in point (4), for “Section 3.3.5 of Annex II and Section 4.3.2 of Appendix 1 to Annex II to Directive [96/27/EC](#) of the European Parliament and of the Council” substitute “paragraph 5.3.6 of, and paragraph 4.3.2 of Annex 4 to, UN Regulation 95, as amended by the 03 series of amendments(2)”;
  - (f) in point (5) for “Section 3.2.6 of Annex II and Section 1.4.2.2 of Appendix 1 to Annex II to Directive [96/79/EC](#) of the European Parliament and of the Council” substitute “paragraphs 5.2.6 of, and paragraph 1.4.2.2 of Annex 3 to, UN Regulation 94, as amended by the 03 series of amendments(3)”.
- (5) In Article 5 (EC component type-approval mark)—
- (a) for “EC” in the heading and the first time it occurs, substitute “GB”;
  - (b) for “an EC” substitute “a GB”.
- (6) After Article 6 (entry into force), omit “This Regulation shall be binding in its entirety and directly applicable in all Member States.”
- (7) In the list of Annexes, for “EC” each time it occurs, substitute “GB”.
- (8) In Annex I (administrative documents for EC type-approval of vehicles re hydrogen propulsion)—
- (a) in the title of the Annex and in the heading of the information document in Part 1, for “EC” substitute “GB”;
  - (b) in Part 1 (model information document)—
    - (i) in the explanatory notes following paragraph 3.9.2.6, in note (c), for “Part A of Annex II to Directive [2007/46/EC](#)” substitute “Article 4 to Regulation (EU) [2018/858](#)”;
    - (ii) in the Appendix to the information document, in the entry for “Container statement of service”, after “406/2010” insert “as it has effect in domestic law”;
  - (c) in Part 2 (model EC type-approval certificate)—
    - (i) for “EC type-approval” each time it occurs, substitute “GB type-approval”;
    - (ii) in the words before Section I, after “406/2010” insert “as it has effect in domestic law, as last amended by S.I. ..../....”;
    - (iii) in Section I, for paragraphs 0.1 to 0.9 substitute—
 

“(to be completed in accordance with Section 1 of the template of Model B in Annex III to Commission Implementing Regulation (EU) [2020/683](#))”;
    - (iv) in Section II, for paragraphs 1 to 8, and the list of attachments, substitute—
 

“(to be completed in accordance with Section II of the template of Model B in Annex III to Commission Implementing Regulation (EU) [2020/683](#))”;
    - (v) in the Addendum, for “EC” in the heading both times it occurs, substitute “GB”;
  - (d) in Part 3 (information to be provided for inspection)—

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(1) OJ L 231, 26.8.2016, p. 41.

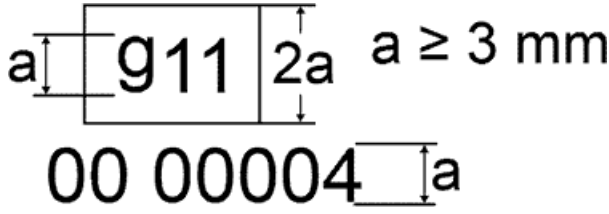
(2) OJ L 183, 10.7.2015, p. 91.

(3) OJ L 35, 8.2.2018, p. 1.

- (i) in paragraph 1(b), for “Council Directive 76/114/EEC” substitute “[Commission Regulation \(EU\) No 19/2011](#)(4)”;
- (ii) in paragraph 2—
  - (aa) for “approval authorities” substitute “the approval authority”;
  - (bb) omit “in the Member States”.
- (9) In Annex II (administrative documents for EC component type-approval of hydrogen components and systems)—
  - (a) in the title, and each other time it occurs (except in references to “[Regulation \(EC\) No 79/2009](#)”), including in the Addendum to Part 2, for “EC” substitute “GB”;
  - (b) in Part 2 (model EC type-approval certificate)—
    - (i) in the words before Section 1, after “406/2010” insert “, as last amended by S.I. ..../....”;
    - (ii) in Section 1, for paragraphs 0.1 to 0.9 substitute—

“(to be completed in accordance with Section I of the template of Model C in Annex III to Commission Implementing Regulation (EU) 2020/683)”;
    - (iii) in Section II, for paragraphs 1 to 8 and the following list of attachments, substitute—

“(to be completed in accordance with Section II of the template of Model C in Annex III to Commission Implementing Regulation (EU) 2020/683)”;
  - (c) in Part 3 (EC component type-approval mark)—
    - (i) for paragraph 1.1, substitute—

“**1.1.** A rectangle surrounding the lower-case letter ‘g’ followed by the number 11.”;
    - (ii) in the Addendum to Appendix 1—
      - (aa) for the image, substitute—

$a \geq 3 \text{ mm}$
      - (bb) in the legend, for “by Belgium” substitute “by the United Kingdom”.
- (10) In Annex III (requirements for hydrogen components and systems designed to use liquid hydrogen)—
  - (a) in Part 1, in point 2.4, for “Directives [96/27/EC](#) and [96/79/EC](#) of the European Parliament and of the Council” substitute “UN Regulation 94 and UN Regulation 95”;
  - (b) in Part 2, in point 5.5.1, for “EC” substitute “GB”.
- (11) In Annex IV (requirements for hydrogen components and systems designed to use compressed hydrogen)—
  - (a) for “EC”, each time it occurs (except in references to “[Regulation \(EC\) No 79/2009](#)”), substitute “GB”;
  - (b) in Part 1, in point 2.3, for “Directives [96/27/EC](#) and [97/79/EC](#)” substitute “UN Regulation 94 and UN Regulation 95”.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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