(139th WP.29, 20-23 June 2006, agenda items 5.4. and B 2.10.1.)

# REQUEST TO MODIFY THE DOCUMENT "FORMAT OF GLOBAL TECHNICAL REGULATIONS (GTR)" (TRANS/WP.29/883)

Transmitted by the representative of the European Community

The Services of the European Commission recommend modifying the document "FORMAT OF GLOBAL TECHNICAL REGULATIONS (GTR)" by moving "Scope" from Section B.1. and D.1. to B.2. and D.2. as follows:

## B. Text of Regulation

- 1. <u>Scope and Purpose</u> A simple statement that appears at the beginning of the gtr that describes the particular aspect of safety or environmental performance <del>or environmental</del> addressed by the gtr.
- 2. <u>Application / **Scope**</u> A clear description of the types of wheeled vehicles, and/or wheeled vehicle equipment and/or parts that are subject to the gtr.

## Example:

This regulation applies to vehicles types A and B with a gross vehicle weight rating of 3,855 kilograms or less.

### D. Text of Regulation

- 1. <u>Scope and Purpose</u> A simple statement that appears at the beginning of the gtr that describes the particular aspect of safety or environmental performance or environmental addressed by the gtr.
- 2. <u>Application / Scope</u> A clear description of the types of wheeled vehicles, and/or wheeled vehicle equipment and/or parts that are subject to the gtr.

#### Example:

This regulation applies to vehicles types A and B with a gross vehicle weight rating of 3,855 kilograms or less.

## **Justification:**

The word "scope" means in English the same as "application" in the American legal context. Having "scope" in the first section and "application" in the second has led to GTR drafts which duplicate the description of (the applicable subject matter and) vehicle categories in the first two sections. This is at best superfluous. In many cases, GTR drafts even contained contradictions between the two sections. These contradictions would have led to legal confusion if they had not been detected in time. As these potential misunderstandings are recurrent, it is recommended to reduce their likelihood by modifying the document "FORMAT OF GLOBAL TECHNICAL REGULATIONS (GTR)".

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