

Proposal for amendments to GRVA-05-05

I. Proposal

Paragraphs 5.3.1. to 5.3.3., amend to read:

- 5.3.1. **[In the spirit of Schedule 6 of the 1958 Agreement, given that requirements laid down in this Regulation would require interpretation, the/]**Each Approval Authority shall actively inform and seek guidance from other Approval Authorities before ~~making the decision~~ **granting** a type approval ~~under-pursuant to~~ this Regulation. To this effect, the Approval Authority ~~concerned~~ shall ~~notify~~ **inform** the Approval Authorities applying this Regulation of ~~the draft approval decision~~ **their intention to grant a type approval**, together with the description of the method and criteria of assessment employed by the Approval Authority. The documents referred to in paragraph 3.3 and the results of the tests performed pursuant to paragraph 5.1.2. shall be open for inspection by the Approval Authorities applying this Regulation, except where the manufacturer notifies, with the notifying Approval Authority, opposition to the inspection of designated part of the documentation, no later than at the moment ~~of notification when information is sent by the Approval Authority~~.
- 5.3.2. Each Approval Authority applying this Regulation may notify the other Parties, within 30 calendar days, its reasoned reservations with regard to the whole or the part of the decision **to grant a type approval** notified. Subsequently, the Approval Authority shall notify to the Approval Authorities applying this Regulation ~~their draft decision~~ **revised intention**, taking into account the reservations received.
- 5.3.3. If at least two Parties notify, within 30 calendar days, reasoned reservations to this ~~draft decision revised intention~~, the Approval Authority shall not **grant** ~~adopt~~ a type approval ~~decision~~. In this case, the ~~information draft type approval decision~~, together with the description of the method and criteria of assessment employed by the Approval Authority, and the reservations notified pursuant to this section shall be referred to the Chair of the World Forum for Harmonization of Vehicle Regulations (WP.29) and to the Chair of the subsidiary Working Party **responsible for this UN Regulation** as diverging interpretations within the meaning of Schedule 6 to the [1958 Agreement]. The procedure provided for in paragraph 3 of Schedule 6 shall apply. The documents referred to in paragraph 3.3. of this Regulation and the results of the tests performed pursuant to paragraph 5.1.2. shall be open for inspection by the Chair of WP.29 and the Chair of the subsidiary Working Party on the same conditions as those set out in paragraph 5.3.1. above.

II. Justification

The modifications proposed above (marked in red) are aimed at aligning the text of the draft Regulation with the text of Schedule 6 to the 1958 Agreement.
