



2018/0220(COD)

5.7.2018

AMENDMENTS

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Draft position in the form of amendments

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(PE625.366v01-00)

Complementing EU type-approval legislation with regard to the withdrawal of the United Kingdom from the Union

Proposal for a regulation

(COM(2018)0397 – C8-0250/2018 – 2018/0220(COD))

AM_Com_LegPosition

Amendment 1
Margrete Auken

Proposal for a regulation
Recital 6

Text proposed by the Commission

(6) This Regulation should also ensure that manufacturers continue to have the ***greatest possible freedom*** to choose the new approval authority. In particular, that choice by the manufacturer should not be dependent on the consent of the type-approval authority of the United Kingdom or the existence of any arrangements between the type-approval authority of the United Kingdom and the new type-approval authority.

Amendment

(6) This Regulation should also ensure that manufacturers continue to have the ***possibility*** to choose the new approval authority. In particular, that choice by the manufacturer should not be dependent on the consent of the type-approval authority of the United Kingdom or the existence of any arrangements between the type-approval authority of the United Kingdom and the new type-approval authority.

Or. en

Amendment 2
Margrete Auken

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) In order to enable the continued production and placing on the market of the vehicles, systems, components and separate technical units, the requirements with which such types are to comply in order to be approved by the authority of a Member State of the Union other than the United Kingdom should be those applicable to the placing on the market of new vehicles, systems, components and separate technical units and not those applicable to new types.

Amendment

(8) In order to enable the continued production and placing on the ***Union*** market of the vehicles, systems, components and separate technical units ***already type-approved in the United Kingdom before its withdrawal from the Union***, the requirements with which such types are to comply in order to be approved by the authority of a Member State of the Union other than the United Kingdom ***after the withdrawal of the latter from the Union*** should be those applicable to the placing on the market of new vehicles, systems, components and separate

technical units and not those applicable to new types.

Or. en

Amendment 3
Margrete Auken

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) It should be possible for type-approvals granted on the basis of this Regulation to be based on test reports already presented for the purposes of obtaining the approvals in the United Kingdom, where the requirements being the basis of such test reports have not changed. In order to allow for such continued use of test reports issued by the technical service notified by the United Kingdom, this Regulation should provide for an exemption from the requirement that such technical service must be designated by the authority granting the type-approval and notified to the Commission. In order to also cover the time when Union law has ceased to apply to and in the United Kingdom, this Regulation should also provide for an exemption from the specific requirements concerning the designation and notification of technical services of third countries.

Amendment

(12) It should be possible for type-approvals granted on the basis of this Regulation to be based on test reports already presented for the purposes of obtaining the approvals in the United Kingdom, where the requirements being the basis of such test reports have not changed ***and remain strictly identical to the ones used by the technical service designated by the authority granting the type-approval.*** In order to allow for such continued use of test reports issued by the technical service notified by the United Kingdom, this Regulation should provide for an exemption from the requirement that such technical service must be designated by the authority granting the type-approval and notified to the Commission. In order to also cover the time when Union law has ceased to apply to and in the United Kingdom, this Regulation should also provide for an exemption from the specific requirements concerning the designation and notification of technical services of third countries.

Or. en

Amendment 4
Margrete Auken

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. By way of derogation from Article 6(6) of Directive 2007/46/EC, Article 21(2) of Regulation (EU) No 167/2013, Article 26(2) of Regulation (EU) No 168/2013 and Article 20(1) of Regulation (EU) 2016/1628, a manufacturer holding a UK type-approval that has not become invalid pursuant to Article 17 of Directive 2007/46/EC, Article 32 of Regulation (EU) No 167/2013, Article 37 of Regulation (EU) No 168/2013 or Article 30 of Regulation (EU) 2016/1628 *may*, before the day when Union law ceases to apply in and to the United Kingdom, apply with a Union type-approval authority for a Union approval of the same type.

Amendment

1. By way of derogation from Article 6(6) of Directive 2007/46/EC, Article 21(2) of Regulation (EU) No 167/2013, Article 26(2) of Regulation (EU) No 168/2013 and Article 20(1) of Regulation (EU) 2016/1628, a manufacturer holding a UK type-approval that has not become invalid pursuant to Article 17 of Directive 2007/46/EC, Article 32 of Regulation (EU) No 167/2013, Article 37 of Regulation (EU) No 168/2013 or Article 30 of Regulation (EU) 2016/1628 *shall*, before the day when Union law ceases to apply in and to the United Kingdom, apply with a Union type-approval authority for a Union approval of the same type.

Or. en

Amendment 5
Margrete Auken

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

2. Insofar as no new requirements are applicable and without prejudice to paragraph 3, the Union type-approval may be granted on the basis of the same test reports which had previously been used for the granting of the UK type-approval in accordance with the applicable provisions, regardless of whether the technical service that issued the test report has been designated and notified by the Member State of the Union type-approval in accordance with Directive 2007/46/EC, Regulation (EU) No 167/2013, Regulation

Amendment

2. Insofar as no new requirements are applicable ***and remain strictly identical to the ones used by the technical service designated by the authority granting the type-approval***, and without prejudice to paragraph 3, the Union type-approval may be granted on the basis of the same test reports which had previously been used for the granting of the UK type-approval in accordance with the applicable provisions, regardless of whether the technical service that issued the test report has been designated and notified by the Member

(EU) No 168/2013 or Regulation (EU) 2016/1628, even after Union law ceases to apply to and in the United Kingdom.

State of the Union type-approval in accordance with Directive 2007/46/EC, Regulation (EU) No 167/2013, Regulation (EU) No 168/2013 or Regulation (EU) 2016/1628, even after Union law ceases to apply to and in the United Kingdom.

Or. en

Amendment 6 **Margrete Auken**

Proposal for a regulation **Article 5 – paragraph 5**

Text proposed by the Commission

5. The Union type-approval shall take effect on the day of its granting or on a later date determined therein. The UK type-approval becomes invalid ***at the latest as of*** the day the Union type-approval takes effect.

Amendment

5. The Union type-approval shall take effect on the day of its granting or on a later date determined therein. The UK type-approval becomes invalid ***on*** the day the Union type-approval takes effect ***or at the latest on the day Union law ceases to apply to and in the United Kingdom.***

Or. en

Amendment 7 **Margrete Auken**

Proposal for a regulation **Article 6 – paragraph 1 – subparagraph 2**

Text proposed by the Commission

Such request shall be made for all vehicles, systems, components and separate technical units based on UK type-approvals held by the manufacturer that were granted after 1 January 2008 ***unless the manufacturer presents proof to the Union type-approval authority that it has an agreement with another Union type-***

Amendment

Such request shall be made for all vehicles, systems, components and separate technical units based on UK type-approvals held by the manufacturer that were granted after 1 January 2008.

approval authority covering those vehicles, systems, components and separate technical units.

Or. en