



Council of the
European Union

195527/EU XXVII. GP
Eingelangt am 09/09/24

Brussels, 9 September 2024
(OR. en)

13005/24

ENT 168
MI 765
COMPET 862
IND 417
TRANS 375
DELECT 161

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	C(2024) 5214 Final - ST 12637/24 + ADD 1
Subject:	Commission Delegated Regulation (EU) .../... of 26.7.2024 supplementing Regulation (EU) 2019/2144 of the European Parliament and of the Council by laying down detailed rules concerning the specific test procedures and technical requirements for the type-approval of heavy-duty motor vehicles with regard to their event data recorder and for the type-approval of those systems as separate technical units and amending Annex II to that Regulation - Intention not to raise objections to a delegated act

1. On 26 July 2024, the Commission submitted the above Delegated Regulation to the Council, in accordance with Article 4(6) and Article 6(6) of Regulation (EU) 2019/2144¹ and Article 4 of Regulation (EU) 2015/758².
2. Regulation (EU) 2019/2144 mandates motor vehicles of categories M2, M3, N2, and N3 - as defined in Article 4 of Regulation (EU) 2018/858 - to be equipped with event data recorders (EDR) from 7 January 2026 for new vehicle types and from 7 January 2029 for all new vehicles. EDR can provide valuable accident data that can help to improve vehicle safety. After the Commission Delegated Regulation (EU) 2022/545 on EDR for light-duty vehicles (M1 and N1), the present act is a second measure on EDR, stipulating requirements with regard to the remaining vehicle categories M2, N2, M3 and N3.
3. On 26 July 2024, delegations were asked to indicate their possible objections to the delegated act by 3 September 2024. No delegation raised grounds for opposition throughout this scrutiny period.

¹ Regulation (EU) 2019/2144 of the European Parliament and of the Council of 27 November 2019 on type-approval requirements for motor vehicles and their trailers, and systems, components and separate technical units intended for such vehicles, as regards their general safety and the protection of vehicle occupants and vulnerable road users, amending Regulation (EU) 2018/858 of the European Parliament and of the Council and repealing Regulations (EC) No 78/2009, (EC) No 79/2009 and (EC) No 661/2009 of the European Parliament and of the Council and Commission Regulations (EC) No 631/2009, (EU) No 406/2010, (EU) No 672/2010, (EU) No 1003/2010, (EU) No 1005/2010, (EU) No 1008/2010, (EU) No 1009/2010, (EU) No 19/2011, (EU) No 109/2011, (EU) No 458/2011, (EU) No 65/2012, (EU) No 130/2012, (EU) No 347/2012, (EU) No 351/2012, (EU) No 1230/2012 and (EU) 2015/166, (OJ L 325, 16.12.2019, p. 1).

² Regulation (EU) 2015/758 of the European Parliament and of the Council of 29 April 2015 concerning type-approval requirements for the deployment of the eCall in-vehicle system based on the 112 service and amending Directive 2007/46/EC, (OJ L 123, 19.5.2015, p. 77–89)

4. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm its non-objection to this Delegated Regulation, as set out in document ST 12637/24 + ADD 1 as an item without discussion at one of its forthcoming meetings, and that the Commission and the European Parliament are to be informed thereof. This implies that unless the European Parliament objects to it, the delegated act shall be published and adopted after 27 September 2024, in accordance with Article 8 of Regulation (EU) 2015/758.
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