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'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

No. Cion doc.: ST 5740/22 + ADD 1 - C(2022) 0395 final

Subject: Commission Delegated Regulation (EU) .../... of 26.1.2022 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 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 January 2022, the Commission submitted the above draft Delegated Regulation to the Council in accordance with Articles 4(6) and 6(6) of Regulation (EU) 2019/2144 (General Vehicle Safety Regulation, GSR)¹.

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. GSR mandates motor vehicles of categories M1 and N1 to be equipped with event data recorders (EDR) from 6 July 2022 for new vehicle types and from 7 July 2024 for all new vehicles.
3. The test procedures and detailed technical requirements for type-approval of vehicle types with regard to event data recorders are subject to the provisions of UN Regulation No 160². That UN Regulation should be added to the list of applicable requirements referred to in Articles 4(5) and 5(3) of GSR.
4. Delegations had until 2 March 2022 to object to the delegated act. By this deadline, one delegation has raised an objection and none has made any comments.
5. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm the non-opposition to the draft Delegated Regulation, as set out in document ST 5740/22 + ADD 1 as an item without discussion at one of its forthcoming meetings.

² UN Regulation No 160 – Uniform provisions concerning the approval of motor vehicles with regard to the Event Data Recorder (OJ L 221, 21.6.2021, p. 15);
UN Regulation No 160 – Uniform provisions concerning the approval of motor vehicles with regard to the Event Data Recorder [2021/1215] 01 series of amendments (OJ L 265, 26.7.2021, p. 3).