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Reference: C.N.155.2002.TREATIES-1 (Depositary Notification)

AGREEMENT CONCERNING THE ADOPTION OF UNIFORM TECHNICAL
PRESCRIPTIONS FOR WHEELED VEHICLES, EQUIPMENT AND PARTS
WHICH CAN BE FITTED AND/OR BE USED ON WHEELED VEHICLES AND
THE CONDITIONS FOR RECIPROCAL RECOGNITION OF APPROVALS
GRANTED ON THE BASIS OF THESE PRESCRIPTIONS.
GENEVA, 20 MARCH 1958

REGULATION NO. 38. UNIFORM PROVISIONS CONCERNING THE
APPROVAL OF REAR FOG LAMPS FOR POWER-DRIVEN
VEHICLES AND THEIR TRAILERS

1 AUGUST 1978

PROPOSAL OF AMENDMENTS TO REGULATION

On 5 February 2002, the Secretary-General received from the Administrative Committee of the above Agreement, pursuant to article 12 (1) of the Agreement, amendments proposed to the above Regulation.

..... A copy, in the English and French languages, of the document containing the text of the proposed amendments is transmitted herewith (doc. TRANS/WP.29/823). (*Copies of the proposed amendments are transmitted in hard copy only*).

The Secretary-General wishes to draw attention to article 12 (2) and (3) of the Agreement which read as follows:

"2. An amendment to a Regulation will be considered to be adopted unless, within a period of six months from its notification by the Secretary-General, more than one-third of the Contracting Parties applying the Regulation at the time of notification have informed the Secretary-General of their disagreement with the amendment. If, after this period, the Secretary-General has not received declarations of disagreement of more than one-third of the Contracting Parties applying the Regulation, the Secretary-General shall as soon as possible declare the amendment as adopted and binding upon those Contracting Parties applying the Regulation who did not declare themselves opposed to it. When a Regulation is amended and at least one-fifth of the Contracting Parties applying the unamended Regulation subsequently declare that they wish to continue to apply the unamended Regulation, the unamended Regulation will be regarded as an alternative to the amended Regulation and will be incorporated formally as such into the Regulation with effect from the date of adoption of the amendment or its entry into force. In this case the obligations of the Contracting Parties applying the Regulation shall be the same as set out in paragraph 1.

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned.

3. Should a new Contracting Party accede to this Agreement between the time of the notification of the amendment to a Regulation by the Secretary-General and its entry into force, the Regulation in question shall not enter into force for that Contracting Party until two months after it has formally accepted the amendment or two months after the lapse of a period of six months since the communication to that Party by the Secretary-General of the proposed amendment.”

20 February 2002

A handwritten signature in black ink, consisting of several stylized, overlapping loops and lines.



**Economic and Social
Council**

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GENERAL

TRANS/WP.29/823
22 January 2002

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ECONOMIC COMMISSION FOR EUROPE

INLAND TRANSPORT COMMITTEE

World Forum for Harmonization of Vehicle Regulations (WP.29)

DRAFT SUPPLEMENT 7 TO REGULATION No. 38

(Rear fog lamps)

Note: The text reproduced below was adopted by the Administrative Committee (AC.1) of the amended 1958 Agreement at its nineteenth session, following the recommendation by WP.29 at its one-hundred-and-twenty-fifth session. It is based on document TRANS/WP.29/2001/45, as corrected in French only (TRANS/WP.29/815, para. 129).

Paragraph 2.1., amend to read:

"2.1. The application for approval shall be submitted by the holder of the trade name or mark or by his duly accredited representative.

At the choice of the applicant, it will specify that the device may be installed on the vehicle with different inclinations of the reference axis in respect to the vehicle reference planes and to the ground or rotate around its reference axis; these different conditions of installation shall be indicated in the communication form."

Paragraph 2.2.1., amend to read:

"..... and showing geometrically the position(s) in which the rear fog lamp may be fitted to the vehicle; the axis of"

Annex 1, item 9., amend to read:

"9. Concise description: 3/

Number and category of filament lamps:

Geometrical conditions of installation and relating variations; if any: "

Annex 3,

Insert a new paragraph 3., to read:

"3. In the case where the device may be installed on the vehicle in more than one or in a field of different positions the photometric measurements shall be repeated for each position or for the extreme positions of the field of the reference axis specified by the manufacturer."

Paragraphs 3. to 4.1. (former), renumber as paragraphs 4. to 5.1.

Paragraph 4.2., renumber as paragraph 5.2., and amend to read:

"5.2. For replaceable filament lamps:
when equipped with filament lamps at 6.75 V, 13.5 V or 28.0 V the luminous intensity values produced shall be corrected. The correction factor is the ratio between the reference luminous flux and the mean value of the luminous flux found at the voltage applied (6.75 V, 13.5 V or 28.0 V). The actual luminous fluxes of each filament lamp used shall not deviate more than ± 5 per cent from the mean value. Alternatively a standard filament lamp may be used in turn, in each of the individual positions, operated at its reference flux, the individual measurements in each position being added together."

