

Reference: C.N.22.2013.TREATIES-XI.B.16.38 (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

PROPOSAL OF AMENDMENTS TO REGULATION NO. 38

The Secretary-General of the United Nations, acting in his capacity as depositary,
communicates the following:

On 13 December 2012, the Secretary-General received from the Administrative Committee of
the above Agreement, pursuant to article 12 (1) of the Agreement, amendments to Regulation No. 38
proposed at the fifty-second session of the Administrative Committee.

The document containing the text of the proposed amendments concerned
(ECE/TRANS/WP.29/2012/71) can be accessed on the website of the Transport Division of the United
Nations Economic Commission for Europe at the following address:
<http://www.unece.org/trans/main/wp29/wp29wgs/wp29gen/gen2012.html>

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

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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.

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."

15 January 2013

A handwritten signature in black ink, appearing to be 'JGW', is written below the date.

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