

16. AGREEMENT CONCERNING THE ADOPTION OF HARMONIZED TECHNICAL UNITED NATIONS REGULATIONS 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 UNITED NATIONS REGULATIONS

Geneva, 20 March 1958

ENTRY INTO FORCE: 20 June 1959, in accordance with article 7.

REGISTRATION: 20 June 1959, No. 4789.

STATUS: Signatories: 4. Parties: 54.

TEXT: United Nations, Treaty Series, vol. 335, p. 211; vol. 516, p. 378 (procès-verbal of rectification of the authentic English and French texts of paragraph 8 of article 1 of the Agreement); vol. 609, p. 290 (amendment to article 1, paragraph 1), and vol. 1059, p. 404 (procès-verbal of rectification of the authentic French text of article 12, paragraph 2 established by the Secretary-General on 29 November 1977); C.N.351.1994.TREATIES-50 of 16 January 1995 (Amendments proposed by France) and C.N.233.1995.TREATIES-52 of 30 August 1995 (Acceptance of Amendments) in vol. 1891, p. 381; C.N.910.2016.TREATIES-XI.B.16 of 14 December 2016 (Proposal for Revision 3 of the Agreement) and C.N.314.2017.TREATIES-XI.B.16 of 21 June 2017 (Entry into force of Revision 3 of the Agreement); C.N.235.2019.TREATIES-XI.B.16 of 6 June 2019 (Proposal of amendment to Schedule 4) and C.N.76.2020.TREATIES-XI.B.16 of 27 February 2020 (Entry into force); C.N.293.2020.TREATIES-XI.B.16 of 22 July 2020 (Draft regulation no. 153); C.N.294.2020.TREATIES-XI.B.16 of 22 July 2020 (Draft regulation no. 154); C.N.295.2020.TREATIES-XI.B.16 of 22 July 2020 (Draft regulation no. 155); C.N.296.2020.TREATIES-XI.B.16 of 22 July 2020 (Draft regulation no. 156); C.N.297.2020.TREATIES-XI.B.16 of 22 July 2020 (Draft regulation no. 157).

Note: * Former titles of the Agreement:

(Revision 2 entered into force on 16 October 1995):

"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".

(Original version entered into force on 20 June 1959):

"Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts".

<i>Participant</i>	<i>Signature</i>	<i>Definitive signature(s), Ratification, Accession(a), Succession(d)</i>	<i>Participant</i>	<i>Signature</i>	<i>Definitive signature(s), Ratification, Accession(a), Succession(d)</i>
Albania.....		6 Sep 2011 a	Belarus.....		3 May 1995 a
Armenia.....		1 Mar 2018 a	Belgium.....		7 Jul 1959 a
Australia.....		25 Feb 2000 a	Bosnia and Herzegovina ¹		12 Jan 1994 d
Austria.....		12 Mar 1971 a	Bulgaria.....		22 Nov 1999 a
Azerbaijan.....		15 Apr 2002 a			

<i>Participant</i>	<i>Signature</i>	<i>Definitive signature(s), Ratification, Accession(a), Succession(d)</i>	<i>Participant</i>	<i>Signature</i>	<i>Definitive signature(s), Ratification, Accession(a), Succession(d)</i>
Croatia ¹		17 Mar 1994 d	North Macedonia ¹		1 Apr 1998 d
Czech Republic ²		2 Jun 1993 d	Norway		3 Feb 1975 a
Denmark ³		21 Oct 1976 a	Pakistan.....		24 Feb 2020 a
Egypt.....		5 Dec 2012 a	Poland		12 Jan 1979 a
Estonia		2 Mar 1995 a	Portugal.....		29 Jan 1980 a
European Union ⁴		23 Jan 1998 a	Republic of Korea.....		1 Nov 2004 a
Finland.....		19 Jul 1976 a	Republic of Moldova.....		21 Sep 2016 a
France		26 Jun 1958 s	Romania.....		23 Dec 1976 a
Georgia		26 Mar 2015 a	Russian Federation		19 Dec 1986 a
Germany ^{5,6}	19 Jun 1958	29 Nov 1965	San Marino		27 Nov 2015 a
Greece.....		6 Oct 1992 a	Serbia ¹		12 Mar 2001 d
Hungary	30 Jun 1958	3 May 1960	Slovakia ²		28 May 1993 d
Italy.....	28 Mar 1958	25 Feb 1963	Slovenia ¹		3 Nov 1992 d
Japan		25 Sep 1998 a	South Africa.....		18 Apr 2001 a
Kazakhstan.....		9 Nov 2010 a	Spain		11 Aug 1961 a
Latvia.....		19 Nov 1998 a	Sweden ⁹		21 Apr 1959 a
Lithuania.....		28 Jan 2002 a	Switzerland		29 Jun 1973 a
Luxembourg.....		13 Oct 1971 a	Thailand.....		2 Mar 2006 a
Malaysia.....		3 Feb 2006 a	Tunisia		2 Nov 2007 a
Montenegro ⁷		23 Oct 2006 d	Turkey.....		29 Dec 1995 a
Netherlands.....	30 Mar 1958	30 Jun 1960	Ukraine		1 May 2000 a
New Zealand ⁸		27 Nov 2001 a	United Kingdom of Great Britain and Northern Ireland.....		15 Jan 1963 a
Nigeria		18 Oct 2018 a			

Declarations and Reservations

(Unless otherwise indicated, the declarations and reservations were made upon definitive signature, ratification, accession or succession.)

AUSTRALIA

"[The Government of Australia declares that] it will not be bound by any of the Regulations annexed to the Agreement, as amended, until further notification is given."

"[The Government of Australia also declares] that the Agreement, as amended, will apply to all territories for whose international relations Australia is responsible, with the exception of Norfolk Island."

AUSTRIA

"The accession of the Republic of Austria covers only the Agreement itself. The Republic of Austria is therefore not bound by any of the Regulations annexed to the Agreement."

BELGIUM

(a) In accordance with article 1, paragraph 6, Belgium declares that it does not consider itself bound by any of the Regulations annexed to the Agreement;

(b) In accordance with article 11, paragraph 1, Belgium declares that it does not consider itself bound by article 10 of the Agreement.

BULGARIA

"... The Government of Bulgaria notified its application of the following Regulations annexed to the Agreement: 6, 13, 13H, 24, 27, 28, 30, 39, 43, 48, 49, 51, 54, 55, 58, 73, 83, 84, 89, 93 and 105."

CZECH REPUBLIC²

ESTONIA

"[The Government of Estonia] does not consider itself bound by article 10 of the Agreement."

EUROPEAN UNION

"The European Community declares that it is not bound by article 10 of the revised Agreement and that articles 2, 4 and 5 thereof will in all cases be implemented

by its individual Member States. The European Community declares that UN/ECE Regulation 22 shall not apply to the United Kingdom."

1. At the date of its accession to the Revised Agreement with regard to wheeled vehicles, equipment and parts, the European Community intends to restrict its accession to the recognition and approvals of the UN/ECE regulations [as listed], with the series of amendments as indicated, as they are in force at the date of accession.

Regulations Nos. 1, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 30, 31, 34, 37, 38, 39, 43, 44, 45, 46, 48, 49, 50, 51, 53, 54, 56, 57, 58, 59, 60, 62, 64, 66, 69, 70, 71, 72, 73, 74, 75, 77, 78, 79, 80, 81, 82, 83, 85, 86, 87, 89, 90, 91, 93, 96, 97, 98, 99, 100, 101, 102, 103.

The technical requirements of the UN/ECE regulations [as listed] shall become alternatives to the technical annexes to the relevant separate EC Directives where the latter possess the same scope and where for the regulations separate EC Directives do exist.

However, the additional directive provisions, such as those concerning fitting requirements or the approval procedure, remain in force.

Where it is clear that UN/ECE regulations differ from the relevant directives, the Community may decide to extricate itself from its reciprocal-recognition obligation in this area by withdrawing from the UN/ECE regulation(s) concerned, in line with article 1 (6) of the Revised Agreement.

2. The listed UN/ECE regulations, for which at the date of accession no corresponding separate EC Directives exist, shall become alternatives in accordance with paragraph 1 at the moment where these separate EC Directives become applicable.

3. UN/ECE Regulation 22 shall, not in accordance with the rules of the Treaty, apply to the United Kingdom before 1 July 2000 or, if earlier, until such time as the Community accedes to an amended UN/ECE regulation on protective helmets and visors which provides for the same or higher standards for such helmets and visors as are applicable in the United Kingdom on the 27 November 1997."

HUNGARY

"The Presidential Council of the Hungarian People's Republic hereby ratifies the Agreement with the reservation that it does not recognize article 10 of the Agreement as binding upon it."

ITALY

Italy does not consider itself bound by article 10 of the Agreement.

JAPAN

"The Government of Japan declares that it will not bound by the Regulations annexed to the Agreement except for the following:

Regulation No. 3 (Revision 2),
Regulation No. 7 (Revision 2),
Regulation No. 19 (Revision 3),
Regulation No. 28, and
Regulation No. 13H."

LATVIA

"The Government of Latvia does not consider itself bound by Regulations No. 2, 9, 15, 29, 32, 33, 34, 35, 36, 40, 41, 42, 47, 52, 55, 61, 63, 65, 68, 69, 71, 76, 84, 86, 88, 92, 94, 95, 96 and 106."

MALAYSIA

(1) Pursuant to Article 11 of the Agreement, the Government of Malaysia declares that it does not consider itself bound by Article 10 of the Agreement; and

(2) The Government of Malaysia reserves the right specifically to agree in a particular case to follow the arbitration procedure set forth in Article 10 of the Agreement or any other procedure for arbitration".

NEW ZEALAND

New Zealand accepts and intends to apply the following regulations as promulgated under the Agreement:

Regulations Nos. 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 14, 16, 17, 19, 20, 22, 23, 25, 26, 30, 31, 36, 37, 43, 46, 52, 54, 64, 66, 75, 87, 94, 98, 108, and 109.

POLAND¹⁰

In accordance with paragraph 6 of article 1 of the Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts, done at Geneva on 20 March 1958, the Polish People's Republic declares that it does not consider itself bound by any of the Regulations annexed to the above-mentioned Agreement.

REPUBLIC OF KOREA

Declaration:

In accordance with article 1, paragraph 5 of the Agreement, the Republic of Korea declares that it does not consider itself bound by any of the Regulations annexed to the Agreement.

Reservation:

In accordance with article 11, paragraph 1 of the Agreement, the Republic of Korea declares that it does not consider itself bound by article 10 of the Agreement.

ROMANIA

The Socialist Republic of Romania declares, under paragraph 1 of article 11 of the Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts, done at Geneva on 20 March 1958, that it does not consider itself bound by article 10 of the Agreement.

The Socialist Republic of Romania considers that the maintenance of the dependent status of certain territories to which reference is made in article 9 of the Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval of Motor Vehicle Equipment and Parts, done at Geneva on 20 March 1958, is not in conformity with the Charter of the United Nations and the documents adopted by the United Nations concerning the granting of independence to colonial countries and peoples, including the Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, unanimously adopted in 1970 by the General Assembly in its resolution 2625 (XXV), which solemnly proclaims the duty of States to promote realization of the principle of equal rights and self-determination of peoples in order to bring a speedy end to colonialism.

RUSSIAN FEDERATION

The Union of Soviet Socialist Republics does not consider itself bound by the provisions of article 10 of the

Agreement concerning the adoption of uniform conditions of approval and reciprocal recognition of approval for motor vehicle equipment and parts, of 20 March 1958, and state that, in order for any dispute between Contracting Parties concerning the interpretation or application of the Agreement to be submitted to arbitration, the consent of all the countries involved in the dispute shall be required in each individual case and that only persons appointed by the parties in dispute with their common consent may act as arbitrators.

The Union of Soviet Socialist Republics considers it necessary to state that the provisions of article 9 of the Agreement concerning the adoption of uniform conditions of approval and reciprocal recognition of approval for motor vehicle equipment and parts, of 20 March 1958, which envisage the possibility of the Contracting Parties extending it to territories for the international relations of which they are responsible, are outmoded and at variance with the Declaration on the Granting of Independence to Colonial Countries and Peoples adopted by the United Nations General Assembly (resolution 1514 (XV) of 14 December 1960).

SLOVAKIA²

SOUTH AFRICA

"In accordance with Article 1 paragraph 5 of the said Agreement the Government of the Republic of South Africa declares that it will not be bound by the following Regulations: Nos. 2, 4, 9, 10, 11, 12, 15, 16, 18, 19, 21, 22, 24, 26, 28, 29, 32, 33, 34, 35, 36, 39, 40, 41, 42, 44,

45, 47, 48, 49, 51, 52, 53, 55, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 73, 74, 75, 76, 78, 79, 80, 81, 83, 84, 85, 86, 87, 88, 89, 92, 93, 94, 95, 96, 97, 100, 101, 102, 103, 105, 106, 107, 108 and 109."

SPAIN

Subject to reservations provided for in article 11 of the Agreement.

THAILAND

"In accordance with article 11, paragraph 1, the Government of the Kingdom of Thailand does not consider itself bound by article 10 of the Agreement".

"The Government of the Kingdom of Thailand shall not be bound by any of the Regulations annexed to the Agreement, as amended, until further notification is given".

TURKEY

"Turkey does not consider itself bound by any of the regulations annexed to this Agreement."

UKRAINE

"Ukraine reserves its right to submit the list of Regulations which will be applied on the territory of Ukraine as soon as it will be adopted on the national level."

Notes:

¹ The former Yugoslavia had acceded to the Agreement on 14 February 1962. See also note 1 under "Bosnia and Herzegovina", "Croatia", "former Yugoslavia", "Slovenia", "The Former Yugoslav Republic of Macedonia" and "Yugoslavia" in the "Historical Information" section in the front matter of this volume.

² Czechoslovakia had acceded to the Agreement on 12 May 1960, with a reservation. For the text of the reservation, see United Nations, *Treaty Series*, vol. 358, p. 366. See also note 1 under "Czech Republic" and note 1 under "Slovakia" in the "Historical Information" section in the front matter of this volume.

³ With a declaration that the Agreement does not apply to the Faeroe Islands.

⁴ In a letter dated 29 July 1998, the European Community informed the Secretary-General of the following:

"The accession of the EC has the effect that the [...] regulations adhered to are not (in cases where a Member State already applied a regulation: no longer) applied by Member States by virtue of their status as Contracting Parties to the Agreement but exclusively in their capacity as Member States of the Contracting Party European Community. Thus, the 14 Member States already Contracting Parties themselves, now apply all [these] regulations by virtue of the EC's accession."

"... By the EC's accession, Ireland has not become a Contracting Party. Only the EC has become a Contracting Party. Ireland being a Member State of this Contracting Party applies

the [...] regulations [adhered to by the EC] by virtue of the EC's accession."

It will be recalled that, as at 29 July 1998, States Members of the EC are: Austria, Belgium, Denmark, Finland, France, Germany, Greece, Ireland, Italy, Luxembourg, The Netherlands, Portugal, Spain, Sweden and the United Kingdom.

⁵ The German Democratic Republic acceded to the Convention with a reservation on 4 October 1974. For the text of the reservation, see United Nations, *Treaty Series*, vol. 950, p. 362. See also note 2 under "Germany" in the "Historical Information" section in the front matter of this volume.

⁶ See note 1 under "Germany" regarding Berlin (West) in the "Historical Information" section in the front matter of this volume.

⁷ See note 1 under "Montenegro" in the "Historical Information" section in the front matter of this volume.

⁸ On 27 November 2001, the Government of New Zealand informed the Secretary-General of the following:

"[T]he Government of New Zealand ... declares that, consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the United Nations, this accession shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depositary on the basis of appropriate consultation with that territory."

⁹ On 29 March 1990, the Secretary-General was informed by the Government of Sweden that as from 1 January 1991, the Swedish National Safety Office (TSV) will be authorized to propose new regulations as well as to approve new regulations and amendments of regulations when they exclusively relate to TSV regulations.

¹⁰ On 16 October 1997, the Government of Poland notified the Secretary-General that it had decided to withdraw its reservation with regard to article 10 of the Agreement made upon accession. For the text of the reservation see United Nations, Treaty Series , vol. 1122, p. 356.

