

No. 4789. 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 ¹

REGULATION No. 9²: UNIFORM PROVISIONS CONCERNING THE APPROVAL OF VEHICLES WITH REGARD TO NOISE; ANNEXED TO THE ABOVE-MENTIONED AGREEMENT

Authentic texts: English and French

Registered ex officio on 1 March 1969.

1. SCOPE

This Regulation contains provisions relating to the noise made by motor vehicles other than those with a cylinder capacity not exceeding 50 cm³, agricultural tractors and self-propelled agricultural machines.

2. DEFINITIONS

For the purposes of this Regulation,

- 2.1. "Approval of a vehicle" means the approval of a vehicle type with regard to noise;
- 2.2. "Vehicle type" means a category of motor vehicles which do not differ in such essential respects as:

- 2.2.1. the lines and constituent materials of the body (more particularly the engine compartment and its soundproofing);
- 2.2.2. the length and width of the vehicle;
- 2.2.3. the type of engine (petrol or diesel; two-stroke or four-stroke; number and capacity of cylinders; number of carburettors; arrangement of valves; maximum horse-power and corresponding engine speed (r.p.m.) etc.; and
- 2.2.4. number and ratios of gears;

- 2.3. "Silencing system" means a complete set of components necessary for limiting the noise made by a motor vehicle and its exhaust;

¹ United Nations, *Treaty Series*, Vol. 335, p. 211; for subsequent actions relating to this Agreement, see references in Cumulative Indexes Nos. 4 to 7, as well as Annex A in volumes 551, 552, 557, 566, 601, 606, 607, 609, 630, 631, 652 and 656.

² Came into force on 1 March 1969 in respect of Czechoslovakia, Italy and Yugoslavia, in accordance with paragraph 5 of article 1 of the above-mentioned Agreement.

2.4. "Silencing systems of different types" means silencing systems which differ in such essential respects as:

2.4.1. that their components bear different trade names or marks;

2.4.2. that the characteristics of the materials constituting a component are different or that the components differ in shape or size;

2.4.3. that the operating principles of at least one component are different;

2.4.4. that their components are assembled differently.

2.5. "Silencing system component" means one of the individual constituent parts whose assembly constitutes the silencing system.

3. APPLICATION FOR APPROVAL

3.1. The application for approval of a vehicle type with regard to noise shall be submitted by its manufacturer or by his duly accredited representative.

3.2. It shall be accompanied by the undermentioned documents in triplicate and the following particulars:

3.2.1. a description of the vehicle type with regard to the items mentioned in paragraph 2.2. above. The numbers and/or symbols identifying the engine type and the vehicle type shall be specified;

3.2.2. a list of the components, duly identified, constituting the silencing system;

3.2.3. a drawing of the assembled silencing system and an indication of its position on the vehicle;

3.2.4. detailed drawings of each component to enable it to be easily located and identified, and a specification of the materials used.

3.3. At the request of the technical service conducting approval tests, the vehicle manufacturer shall, in addition, submit a sample of the silencing system.

3.4. A vehicle representative of the vehicle type to be approved shall be submitted to the technical service conducting approval tests.

* These components are, in particular, the exhaust manifold, the exhaust piping, the expansion chamber, the silencer proper etc. If the engine intake is equipped with an air filter and the filter's presence is essential to ensure observance of the prescribed sound-level limits, the filter must be regarded as a component of the "silencing system" and bear the marking prescribed in paragraphs 3.2.2. and 4.1.

4. MARKINGS

- 4.1. The components of the silencing system shall bear:
 - 4.1.1. the trade name or mark of the manufacturer of the silencing system and of its components; and
 - 4.1.2. the trade description given by the manufacturer.
- 4.2. Such markings shall be clearly legible and be indelible.

5. APPROVAL

- 5.1. If the vehicle type submitted for approval pursuant to this Regulation meets the requirements of paragraphs 6. and 7. below, approval of that vehicle type shall be granted.
- 5.2. An approval number shall be assigned to each type approved. The same Contracting Party may not assign the same number to the same vehicle type equipped with another type of silencing system, or to another vehicle type.
- 5.3. Notice of approval or of refusal of approval of a vehicle type pursuant to this Regulation shall be communicated to the Parties to the Agreement which apply this Regulation by means of a form conforming to the model in annex 1 to the Regulation and of drawings of the silencing system (supplied by the applicant for approval) in a format not exceeding A 4 (210 × 297 mm), or folded to that format, and on an appropriate scale.
- 5.4. There shall be affixed, conspicuously and in a readily accessible place specified on the approval form, to every vehicle conforming to a vehicle type approved under this Regulation, an international approval mark consisting of:
 - 5.4.1. a circle surrounding the letter "E" followed by the distinguishing number of the country which has granted approval; *
 - 5.4.2. the number of this Regulation followed by the letter "R", a dash and the approval number, below the circle.
- 5.5. The approval mark shall be clearly legible and be indelible.
- 5.6. Annex 2 to this Regulation gives an example of the arrangement of the approval mark.

* 1 for the Federal Republic of Germany, 2 for France, 3 for Italy, 4 for the Netherlands, 5 for Sweden, 6 for Belgium, 7 for Hungary, 8 for Czechoslovakia, 9 for Spain, 10 for Yugoslavia and 11 for the United Kingdom; subsequent numbers shall be assigned to other countries in the chronological order in which they ratify the Agreement concerning the Adoption of Uniform Conditions of Approval and Reciprocal Recognition of Approval for Motor Vehicle Equipment and Parts, or in which they accede to that Agreement, and the numbers thus assigned shall be communicated by the Secretary-General of the United Nations to the Contracting Parties to the Agreement.

6. SPECIFICATIONS

6.1. *General specifications*

- 6.1.1. The vehicle, its engine and its silencing system shall be so designed, constructed and assembled as to enable the vehicle, in normal use, despite the vibration to which it may be subjected, to comply with the provisions of this Regulation.
- 6.1.2. The silencing system shall be so designed, constructed and assembled as to be able to resist the corrosive action to which it is exposed.

6.2. *Specifications regarding sound levels*

6.2.1. *Methods of measurement*

- 6.2.1.1. The noise made by the vehicle type submitted for approval shall be measured by the two methods described in annex 3 to this Regulation for the vehicle in motion and for the vehicle when stationary *.
- 6.2.1.2. The two values measured in accordance with the provisions of paragraph 6.2.1.1. above shall be entered in the test report and on a form conforming to the model in annex 1 to this Regulation.
- 6.2.1.3. The sound level measured by the method described in annex 3, paragraph 3.1. to this Regulation when the vehicle is in motion shall not exceed the limits prescribed (for new vehicles and new silencing systems) in annex 4 to this Regulation for the category to which the vehicle belongs.

7. MODIFICATIONS OF THE VEHICLE TYPE OR OF THE TYPE OF SILENCING SYSTEM

- 7.1. Every modification of the vehicle type or of the silencing system shall be notified to the administrative department which approved the vehicle type. The said department may then either:
 - 7.1.1. consider that the modifications made are unlikely to have an appreciable adverse effect; or
 - 7.1.2. require a further test report from the technical testing service.
- 7.2. Confirmation or refusal of approval shall be communicated to the Parties to the Agreement applying this Regulation in accordance with the procedure specified in paragraph 5.3. above.

* A test is made on a stationary vehicle in order to provide a reference value for administrations which use this method to check vehicles in use.

8. CONFORMITY OF PRODUCTION

- 8.1. Every vehicle bearing an approval mark as prescribed under this Regulation shall conform to the vehicle type approved, be fitted with the silencing system with which it was approved and satisfy the requirements of paragraph 6. above.
- 8.2. In order to verify conformity as prescribed in paragraph 8.1. above, a vehicle, bearing the approval mark required by this Regulation, shall be taken from the series. Production shall be deemed to conform to the requirements of this Regulation if the levels measured do not exceed by more than 1 dB (A) the limits prescribed in paragraph 6.2.1.3.

9. PENALTIES FOR NON-CONFORMITY OF PRODUCTION

- 9.1. The approval granted in respect of a vehicle type pursuant to this Regulation may be withdrawn if the requirements laid down in paragraph 8. above are not complied with, or if the vehicle fails to pass the tests provided for in paragraph 8.2. above.
- 9.2. If a Party to the Agreement which applies this Regulation withdraws an approval it has previously granted, it shall forthwith notify the other Contracting Parties applying this Regulation thereof by means of a copy of the approval form bearing at the end, in large letters, the signed and dated annotation "APPROVAL WITHDRAWN".

10. NAMES AND ADDRESSES OF TECHNICAL SERVICES CONDUCTING APPROVAL TESTS AND OF ADMINISTRATIVE DEPARTMENTS

The Parties to the Agreement which apply this Regulation shall communicate to the United Nations Secretariat the names and addresses of the technical services conducting approval tests and of the administrative departments which grant approval and to which forms certifying approval or refusal or withdrawal of approval, issued in other countries, are to be sent.

ANNEX 1

[Maximum format: A 4 (210 × 297 mm)]

NAME OF
ADMINISTRATION

COMMUNICATION CONCERNING THE APPROVAL
(OR REFUSAL OR WITHDRAWAL OF APPROVAL)
OF A VEHICLE TYPE WITH REGARD TO NOISE
PURSUANT TO REGULATION No. 9

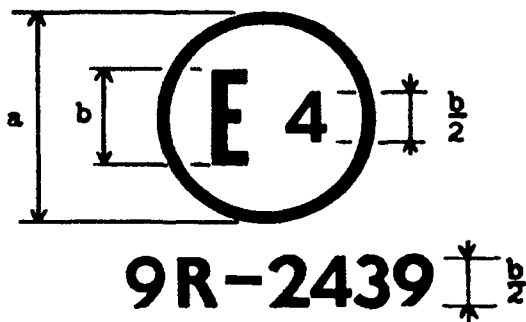
Approval No.

1. Trade name or mark of the motor vehicle.
2. Vehicle type
3. Manufacturer's name and address
4. If applicable, name and address of manufacturer's representative .
.
5. Kind of engine: internal combustion, diesel
6. Cycles: two-stroke or four-stroke
7. Cylinder capacity
8. Number of gears
9. Gears used
10. Final drive ratio(s)
11. Maximum power r.p.m.
12. Brief description of the silencing system
13. Sound levels:
 - Vehicle in motion. dB (A) at steady speed before
acceleration of km/h
 - Vehicle stationary dB (A) with engine running
at r.p.m.
14. Vehicle submitted for approval on
15. Technical service conducting approval tests
16. Date of report issued by that service

17. Number of report issued by that service
18. Approval granted/refused *
19. Position of approval mark on the vehicle
20. Place
21. Date
22. Signature
23. The following documents, bearing the approval number shown above,
are annexed to this communication:
 - drawings, diagrams and plans of the engine and of
the silencing system;
 - photographs of the engine and of the silencing
system;
 - list of components, duly identified constituting the
silencing system.

ANNEX 2

ARRANGEMENT OF THE APPROVAL MARK



	a	b
Minimum dimensions	12	5.6

(millimetres)

The above approval mark affixed to a vehicle shows that, pursuant to Regulation No. 9, the vehicle type concerned has, with regard to noise, been approved in the Netherlands (E 4) under approval No. 2439.

* Strike out whatever does not apply.

ANNEX 3

METHODS AND INSTRUMENTS FOR MEASURING THE NOISE
MADE BY MOTOR VEHICLES

1. MEASURING INSTRUMENTS

- 1.1. A sonometer of high quality shall be used. Measurement shall be carried out with a weighting network and a time constant conforming to curve A and the "fast response" time as specified in Publications 179 (1965), "Precision sonometers" of the International Electrotechnical Commission (IEC) concerning the characteristics of sound-level meters.
- 1.2. The instrument shall be calibrated at frequent intervals and, if possible, before each measuring test.

2. CONDITIONS OF MEASUREMENT

- 2.1. Measurements shall be performed on unladen vehicles and, except in the case of non-separable vehicles, without trailer or semi-trailer, in a sufficiently silent and open area (ambient noise and wind noise at least 10 dB (A) below the noise being measured). The abovementioned area may take the form, for instance, of an open space of 50 m radius having a central part of at least 20 m radius, practically level, consisting of concrete, asphalt or similar material, and not covered with powdery snow, tall grass, loose soil or ashes.
- 2.2. The surfacing of the runway shall be such as not to cause excessive tyre noise. This condition applies only to measurement of the noise made by vehicles in motion.
- 2.3. Measurement shall be carried out in fine weather with little wind. Any sound peak which appears to be unrelated to the characteristics of the general sound level shall be ignored in taking the readings.
- 2.4. Before the measurements are started, the engine shall be brought to its normal operating regime as regards:
 - 2.4.1. temperatures
 - 2.4.2. tuning
 - 2.4.3. fuel
 - 2.4.4. sparking plugs, carburettor(s) and other parts.

3. METHODS OF MEASUREMENT

- 3.1. *Measurement of noise of vehicles in motion*

3.1.1. *Positions for the test*

- 3.1.1.1. At least two measurements shall be made on each side of the vehicle. Preliminary measurements may be made for adjustment purposes, but shall be disregarded.
- 3.1.1.2. The microphone shall be situated $1.2 \text{ m} \pm 0.1 \text{ m}$ above ground level at a distance of $7.5 \text{ m} \pm 0.2 \text{ m}$ from the path of the vehicle's centre line, measured along the perpendicular (PP') to that line (Fig. 1).
- 3.1.1.3. Two lines, AA' and BB', parallel to line PP' and situated respectively 10 m forward and 10 m rearward of that line shall be marked out on the test runway. The vehicle shall approach line AA' at a steady speed as specified below. The throttle shall then be fully opened as rapidly as practicable and held in the fully-opened position until the rear of the vehicle crosses line BB'; the throttle shall then be closed again as rapidly as possible.
- 3.1.1.4. In the case of articulated vehicle consisting of two non-separable units regarded as a single vehicle, the semi-trailer shall be disregarded in determining when line BB' is crossed.
- 3.1.1.5. The maximum sound level recorded shall constitute the result of the measurement.

3.1.2. *Determination of the steady speed*

3.1.2.1. *Vehicle with no gear box*

The vehicle shall approach line AA' at a steady speed corresponding either, in terms of engine speed (r.p.m.), to three-quarters of the engine speed at which the engine develops its maximum power or to three-quarters of the maximum engine speed permitted by the governor, or to 50 km/h, whichever is the lowest.

3.1.2.2. *Vehicle with a manually-operated gear box*

If the vehicle is fitted with a two-speed, a three-speed or a four-speed gear box, the second gear shall be used. If the vehicle has more than four speeds, the third gear shall be used. If, by following the above procedure, the engine speed developed exceeds its maximum permissible regime, the first higher gear which ensures that this regime is no longer exceeded should be used instead of the second or third gear. Auxiliary step-up ratios ("overdrive") shall not be engaged. If the vehicle is fitted with a differential with two gear ratios, the ratio selected shall be that allowing the highest vehicle speed. The vehicle shall approach line AA' at a steady speed corresponding either, in terms of engine speed, to three-quarters of the engine speed at which the engine develops the maximum power or to three-quarters of the maximum engine speed permitted by the governor, or to 50 km/h, whichever is the lowest.

3.1.2.3. *Vehicle with an automatic gear box*

The vehicle shall approach the line AA' at a steady speed of 50 km/h or at three-quarters of its maximum speed, whichever is the lower. Where several forward-drive positions are available, that position shall be selected which results in the highest mean acceleration of the vehicle between lines AA' and BB'. The selector position which is used only for engine braking, parking or similar slow manoeuvres shall not be used.

3.2. *Measurement of noise of stationary vehicles*

3.2.1. *Sonometer position*

3.2.1.1. Measurements shall be made at point X shown in Fig. 2 at a distance of 7 m \pm 0.2 m from the nearest surface of the vehicle.

3.2.1.2. The microphone shall be situated 1.2 m \pm 0.1 above ground level.

3.2.2. *Number of measurements*

At least two measurements shall be made.

3.2.3. *Vehicle test conditions*

3.2.3.1. The engine of a vehicle without a speed governor shall be run at three-quarters of the r.p.m. speed at which, according to the vehicle manufacturer, it develops its maximum power. The r.p.m. speed of the engine shall be measured by means of an independent instrument, e.g. a roller bed and a tachometer. If the engine is fitted with a governor preventing it from exceeding the speed at which it develops its maximum power it shall be run at the test speed given by the governor.

3.2.3.2. The maximum sound level recorded shall constitute the result of the measurement.

4. INTERPRETATION OF RESULTS

4.1. The measurements shall be considered valid if the difference between the two consecutive measurements on the same side of the vehicle is not more than 2 dB (A).

4.2. The figure recorded shall be that corresponding to the highest sound level. Should that figure exceed by more than 1 dB (A) the maximum sound level authorized for the category of vehicle tested, a second series of two measurements shall be made. Three out of the four results so obtained must fall within the prescribed limits.

ANNEX 3 APPENDIX

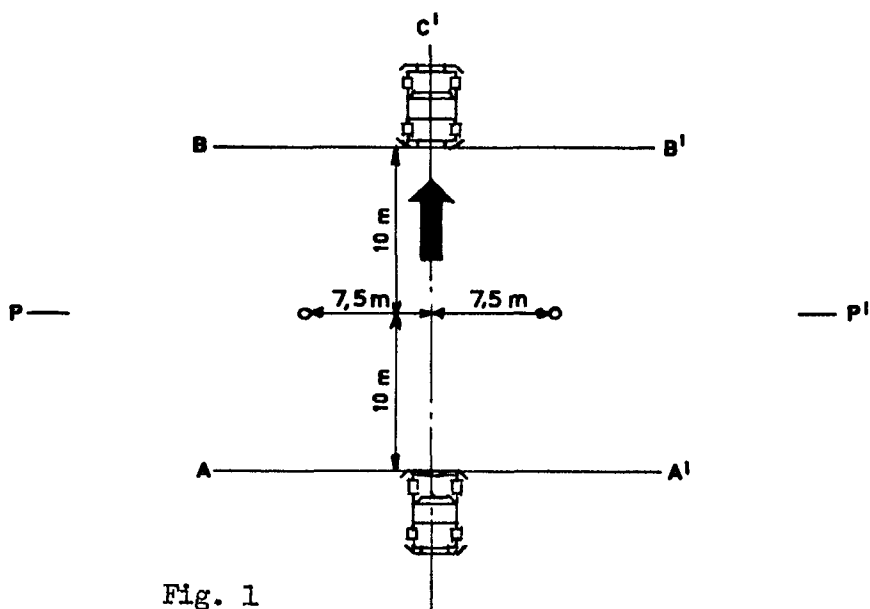
Measuring positions for vehicles in motion

Fig. 1

Measuring positions for stationary vehicles

(i) Motor cycle with or without side-car

(ii) Four-wheeled motor vehicle

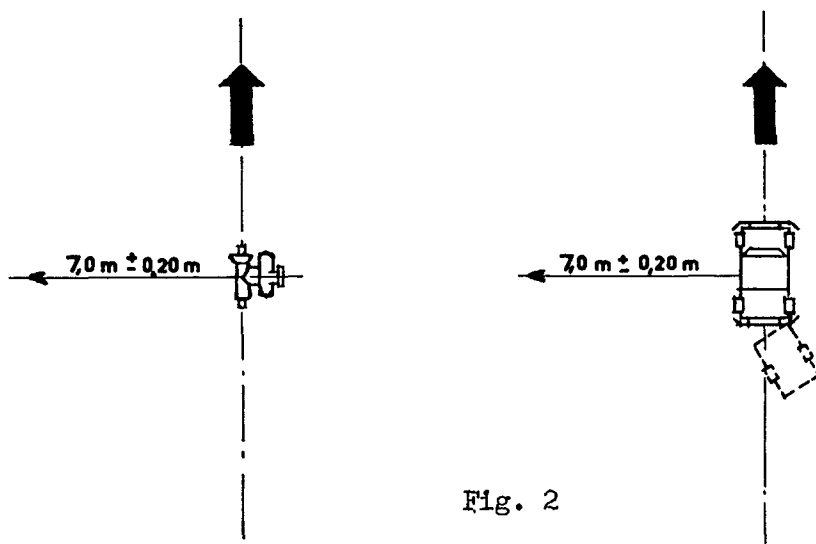


Fig. 2

ANNEX 4

MAXIMUM LIMITS OF SOUND LEVEL (NEW VEHICLES)

Category of vehicle	Values expressed in dB (A)
A. Two-wheeled motor vehicles	
(a) with a two-stroke engine of cylinder capacity:	
over 50 cm ³ but not exceeding 125 cm ³	82
over 125 cm ³	84
(b) with a four-stroke engine of cylinder capacity:	
over 50 cm ³ but not exceeding 125 cm ³	82
over 125 cm ³ but not exceeding 500 cm ³	84
over 500 cm ³	86
B. Three-wheeled motor vehicles	
(except public works vehicles etc.)	
with a cylinder capacity exceeding 50 cm ³	85
C. Motor vehicles with four or more wheels	
(except public works vehicles etc.)	
(a) Private motor cars and conversions of such vehicles . . .	84
(b) Goods transport vehicles of permissible maximum weight:	
not exceeding 3.5 t	85
over 3.5 t but not exceeding 12 t	89
over 12 t — with an engine of 200 h.p. DIN or less . . .	89
— with an engine of more than 200 h.p. DIN	92
(c) Motor buses and motor coaches of permissible maximum	
weight: not exceeding 3.5 t.	85
over 3.5 t — with an engine of 200 h.p. DIN or less . . .	89
— with an engine of more than 200 h.p. DIN .	92