

Suppliment tal-Gazzetta tal-Gvern ta' Malta, Nru. 19,316, 26 ta' Settembru, 2014
Taqsimha B

L.N. 337 of 2014

**PRODUCT SAFETY ACT
 (CAP. 427)**

**Two or Three-Wheel Motor Vehicles (EC Type-Approval)
 (Amendment) Regulations, 2014**

IN exercise of the powers conferred by articles 38, 39 and 40 of the Product Safety Act, the Minister for Social Dialogue, Consumer Affairs and Civil Liberties, on the advice of the Malta Competition and Consumer Affairs Authority, has made the following regulations:-

1. (1) The title of these regulations is the Two or Three-Wheel Motor Vehicles (EC Type-Approval) (Amendment) Regulations, 2014, and these regulations shall be read and construed as one with the Two or Three-Wheel Motor Vehicles (EC Type-Approval) Regulations, hereinafter referred to as "the principal regulations".

Citation, scope and commencement.

S.L. 427.43.

(2) These regulations implement the requirements of Directive 2013/60/EU of 27 November 2013 amending for the purposes of adapting to technical progress, Directive 97/24/EC of the European Parliament and of the Council on certain components and characteristics of two or three-wheel motor vehicles, Directive 2002/24/EC of the European Parliament and of the Council relating to the type-approval of two or three-wheel motor vehicles and Directive 2009/67/EC of the European Parliament and of the Council on the installation of lighting and light-signalling devices on two- or three-wheel motor vehicles.

(3) These regulations shall be deemed to have come into force on the 30th June, 2014.

2. Schedule IV to the principal regulations shall be amended as follows:

Amends Schedule IV to the principal regulations.

(a) item 46 thereof shall be substituted by the following:

"46. Exhaust emissions ⁽¹¹⁾

46.1. Euro level:(1, 2, or 3) ⁽¹²⁾

46.2. Type I test: CO: g/km HC: g/
 km NOx g/km HC + NOx: g/
 km ⁽¹³⁾

46.3. Type II test: CO (13): g/min HC
(13): g/min

CO (14): % vol

Visible air pollution caused by an engine with compression ignition:

corrected value of absorption coefficient: m⁻¹;
and

(b) immediately after footnote 11 thereof, under item 50, there shall be added the following new footnotes:

"⁽¹²⁾ Depending on the number of the relevant Directive and the latest amending act applicable to the approval, compliance with the Euro level 1, 2 or 3 shall be determined as follows:

Indication of the Euro level if the approval authority so chooses, for approvals granted before the following date: 11 December 2013.

In Table 2.2.1.1.3 of Annex I to Chapter 5 of Directive 97/24/EC, compliance with the first row of limit values shall mean compliance with the "Euro 1" level and compliance with the second row of limit values shall mean compliance with the "Euro 2" level;

Full compliance with Annex I to Chapter 5 of Directive 97/24/EC, which includes compliance with the "Euro2" level combined with the test methodology set-out in Annex I to Commission Directive 2013/60/EU (OJ L 329, 10.12.2013, p. 15), shall mean compliance with the "Euro 3" level;

In Table 2.2.1.1.5 of Annex II to Chapter 5 of Directive 97/24/EC, compliance with:

- the rows of limit values in part A of Table 2.2.1.1.5 concerning class I (< 150 cm³) and class II (≥ 150 cm³), shall mean compliance with the "Euro 2" level;
- the rows of limit values in part B of Table 2.2.1.1.5 concerning class I (< 150 cm³) and class II (≥ 150 cm³), shall mean compliance with the "Euro 3" level;

— the rows of limit values in part C of Table 2.2.1.1.5 concerning class I ($v_{\max} < 130$ km/h) and class II ($v_{\max} \geq 130$ km/h), shall mean compliance with the "Euro 3" level.

⁽¹³⁾ Only for L1e, L2e and L6e category vehicles complying with the provisions of Directive 97/24/EC, as amended by Directive 2013/60/EU.

⁽¹⁴⁾ For L-category vehicles within the scope of Article 1 of Directive 2002/24/EC, with the exception of L1e, L2e and L6e vehicles."

3. Schedule VII to the principal regulations shall be amended as follows:

Amends
Schedule VII to
the principal
regulations.

(a) items 2 up to 2.2 shall be substituted by the following:

"2. Results of the emission tests

Number of the relevant Directive and its amending acts applicable to the type-approval. In the case of a Directive with two or more implementation stages, also the implementation stage and the Euro level shall be indicated:

Variant/version:

Euro level ⁽¹⁾:

2.1. Type I test

CO: g/km

HC ⁽³⁾: g/km

NO_x ⁽³⁾: g/km

HC + NO_x ⁽²⁾: g/km

CO₂ ⁽²⁾: g/km

Fuel consumption ⁽²⁾: l/100km

2.2. Type II

CO (g/min) ⁽²⁾

HC (g/min) ⁽²⁾

CO (% vol) ⁽³⁾ at normal idle speed

Specify the idle speed ⁽³⁾ ⁽⁴⁾:

CO (% vol) ⁽³⁾ at high idle speed

B 4272

Specify the idle speed ⁽³⁾ ⁽⁴⁾:Engine oil temperature ⁽³⁾ ⁽⁵⁾:"; and

(b) footnotes 1 to 4 under item 3 shall be substituted by the following new footnotes:

"⁽¹⁾ See footnote 12 in Annex IV.

⁽²⁾ Only for L1e, L2e and L6e category vehicles.

⁽³⁾ For L-category vehicles within the scope of Article 1 of Directive 2002/24/EC with the exception of L1e, L2e and L6e vehicles.

⁽⁴⁾ Mention the measurement tolerance.

⁽⁵⁾ Applicable for four-stroke engines only."

Substitutes
Schedule IX to
the principal
regulations.

4. Schedule IX to the principal regulations shall be substituted by the following:

"Schedule IX

List of Directives which amend Directive 2002/24/EC

Amending Directive No.	Title of Directive	Official Journal reference/ Page
2003/77/EEC	COMMISSION DIRECTIVE of 11 August 2003 amending Directives 97/24/EC and 2002/24/EC of the European Parliament and of the Council relating to the type-approval of two- or three-wheel motor vehicles	L211, p.24 21.08.2003
2005/30/EEC	COMMISSION DIRECTIVE of 22 April 2005 amending, for the purposes of their adaptation to technical progress, Directives 97/24/EC and 2002/24/EC of the European Parliament and of the Council, relating to the type-approval of two or three-wheel motor vehicles	L106, p.17 27.04.2005
2006/120/EEC	COMMISSION DIRECTIVE of 27 November 2006 correcting and amending Directive 2005/30/EC amending, for the purposes of their adaptation to technical progress, Directives 97/24/EC and 202/24/EC of the European Parliament and of the Council, relating to the type-approval of two or three-wheel motor vehicles	L330, p.16 28.11.2006
2006/96/EC	COUNCIL DIRECTIVE 2006/96/EC of 20 November 2006 adapting certain Directives in the field of free movement of goods, by reason of the accession of Bulgaria and Romania	L363, p.81 20.12.2006
2013/15/EU	COUNCIL DIRECTIVE 2013/15/EU adapting certain directives in the field of free movement of goods, by reason of the accession of Croatia	L158, p.172 10.06.2013

Directive 2013/60/EU	Directive 2013/60/EU of 27 November 2013 amending for the purposes of adapting to technical progress, Directive 97/24/EC of the European Parliament and of the Council on certain components and characteristics of two or three-wheel motor vehicles, Directive 2002/24/EC of the European Parliament and of the Council relating to the type-approval of two or three-wheel motor vehicles and Directive 2009/67/EC of the European Parliament and of the Council on the installation of lighting and light-signalling devices on two- or three-wheel motor vehicles	L.329. 15-38 10.12.2013 ".
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5. Schedule X to the principal regulations shall be substituted by the following:

Substitutes
Schedule X to
the principal
regulations.

"Schedule X

List of Separate Directives and their amendments which are in force

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
92/61/EEC	Council Directive 92/61/EEC of 30 June 1992 relating to the type-approval of two or three-wheel motor vehicles		L 225, p.72 10.08.1992	1 January 1994	None
		2000/7/EC	L 106, p1 03.05.2000	1 July 2001	None
		2002/24/EC	L 124, p.1 09.05.2002	The effective data	None
93/14/EEC	Council Directive 93/14/EEC of 5 April 1993 on the braking of two or three-wheel motor vehicles		L 121 p1 05.04.1995	5 April 1995	None
		2006/27/EC	L 66, p7 01.07.2007	1 July 2007	None
2009/80/EC	Directive 2009/80/EC of the European Parliament and of the Council of 13 July 2009 on the identification of controls, tell-tales and indicators for two or three-wheel motor vehicles	Repealing 93/29/EEC as amended	L 202, p16 04.08.2009	1 January 2010	None

B 4274

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
93/30/EEC	Council Directive 93/30/EEC of 14 June 1993 on audible warning devices for two-or three-wheel motor vehicles		L 188, p11 29.07.1993	14 June 1995	None
2009/78/EC	Directive 2009/78/EC of the European Parliament and of the Council of 13 July 2009 on stands for two-wheel motor vehicles	Repealing 93/31/EEC as amended	L 231, p.8 03.09.2009	1 January 2010	None
2009/79/EC	Directive 2009/79/EC of the European Parliament and of the Council of 13 July 2009 on passenger hand-holds on two-wheel motor vehicles	Repealing 93/32/EEC as amended	L 201, 9.29 01.08.2009	1 January 2010	None
93/33/EEC	Council Directive 93/33/EEC of 14 June 1993 on protective devices intended to prevent the unauthorized use of two- or three-wheel motor vehicles		L 188, p.32 29.07.1993	14 June 1995	None
		1999/23/EC	L 104, p.13 21.04.1999	1 January 2000	None
2009/139/EC	Directive 2009/139/EC of the European Parliament and of the Council 2009 of 25 November on statutory markings for two- or three-wheel motor vehicles	Repealed 93/34/EEC as amended	L 332, p. 3 09.12.2009	1 June 2010	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
2009/67/EC	Directive 2009/67/EC of the European Parliament and of the Council of 13 July 2009 on the installation of lighting and light-signalling devices on two or three-wheel motor vehicles	Repealed Directive 93/92/EEC as amended	L 222, p. 1 25.08.2009	1 January 2010	None
		2013/60/EC	L 329, 15-38 10.12.2013	30 June 2014	None
93/93/EEC	Council Directive 93/93/EEC of 29 October 1993 on the masses and dimensions of two or three-wheel motor vehicles		L 311, p. 76 14.12.1993	1 November 1995	None
		2004/86/EC	L 236, p. 12 07.07.2004	The effective date	None
2009/62/EC	Directive 2009/62/EC of the European Parliament and of the Council of 13 July 2009 relating to the space for mounting the rear registration plate of two or three-wheel motor vehicles	Repealing Directive 93/94/EEC as amended	L 198, p. 20 30.07.2009	1 January 2010	None
95/1/EC	Directive 95/1/EC of the European Parliament and of the Council of 2 February 1995 on the maximum design speed, maximum torque and maximum net engine power of two or three-wheel motor vehicles		L 52, p. 1 08.03.1995	2 February 1997	None
		2002/41/EC	L 133, p. 17 18.05.2002	The effective date	None
		2002/27/EC	L 66, p. 7 08.03.2006	The effective date	None

B 4276

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
97/24/EC	Directive 97/24/EC of the European Parliament and of the Council of 17 June 1997 on certain components and characteristics of two or three-wheel motor vehicles		L 226, p.1 18.08.1997	The effective date	None
		2002/51/EC	L 252, p.20 20.09.2002	The effective date	None
		2003/77/EC	L 211, p. 24 21.08.2003	The effective date	None
		2005/30/EC	L 106, p. 17 27.04.2005	18 May 2006	None
		2006/27/EC	L 66, p.7 08.03.2006	The effective date	None
		2006/72/EC	L 227, p.43 19.08.2006	The effective date	None
		2006/120/EC	L 330, p. 16 28.11.2006	30 September 2007	None
		2009/108/EC	L 213, p.10 18.08.2009	30 April 2010	None
		2013/60/EU	L.329. 15-38 10.12.2013	30 June 2014	None
2000/7/EC	Directive 2000/7/EC of the European Parliament and of the Council of 20 March 2000 on speedometers for two- or three-wheel motor vehicles and amending Council Directive 92/61/EEC on the type-approval of two- or three-wheel motor vehicles		L 106, p. 1 03.05.2000	1 July 2001	None

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