VERŻJONI ELETTRONIKA

Suppliment tal-Gazzetta tal-Gvern ta' Malta, Nru. 19,522, 15 ta' Jannar, 2016
Taqsima B

L.N. 17 of 2016

PRODUCT SAFETY ACT
(CAP. 427)

AUTHORITY FOR TRANSPORT IN MALTA ACT
(CAP. 499)

Approval and Market Surveillance of Two-or Three-Wheel Vehicles and Quadricycles Regulations, 2016

IN exercise of the powers conferred by articles 38 to 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 and the Minister for Transport and Infrastructure, on the advice of the Authority for Transport in Malta, have made the following regulations:-

Citation.

1. (1) The title of these regulations is Approval and Market Surveillance of Two-or Three-Wheel Vehicles and Quadricycles Regulations, 2016.

(2) These regulations shall come into force on the 1st January, 2016.

Scope.

2. These regulations implement the requirements set by:

(a) Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles; and

(b) UNECE Regulation (No 22) regarding the Uniform Provisions Concerning the Approval of Protective Helmets and their Visors for Drivers and Passengers of Motor Cycles and Mopeds.

Definitions.

3. In these regulations, unless the context otherwise requires:

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"the Act" means the Malta Competition and Consumer Affairs Authority Act;

"the 1958 Agreement" means the Revised 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*;

"end-of-series vehicle" means any vehicle that is part of a stock

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which cannot be made available on the market or can no longer be made available on the market, registered or enter into service owing to the entry into force of new technical requirements against which it has not been approved;

"national type-approval" means a type-approval procedure laid down by the national law of a Member State, the validity of such approval being restricted to the territory of that Member State;

"registration" means the administrative authorisation for the entry into service in road traffic of a vehicle, involving the identification of the latter and the issuing to it of a serial number, to be known as the registration number, be it permanently, temporarily or for a short period of time;

"UNECE Regulation" means the United Nations Economic Commission for Europe (UNECE) Regulation which is annexed to the Revised 1958 Agreement concerning the Uniform Provisions Concerning the Approval of Protective Helmets and their Visors for Drivers and Passengers of Motor Cycles and Mopeds and any amendments thereto*.

Designation of competent authorities.

4. (1) The Technical Regulations Division of the Malta Competition and Consumer Affairs Authority is the approval authority and the market surveillance authority within the meaning of Regulation (EU) No 168/2013 and UNECE Regulation (No 22).

(2) The Authority for Transport in Malta shall be the competent authority responsible for registration, national type-approval and end-of-series vehicles.

Penalties.

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5. (1) The penalties applicable for any infringement related to the provisions of regulation 4(1) shall be those provided for in Part IV of the Product Safety Act.

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(2) The penalties applicable for any infringement related to registration, national type-approval and end-of-series vehicles, in accordance with regulation 4(2), shall be those provided for in the Authority for Transport in Malta Act.

Repeal. L.N. 328 of 2015.

6. The Approval and Market Surveillance of Two-or Three-Wheel Vehicles and Quadricycles Regulations (L.N. 328 of 2015) are hereby repealed.

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* http://ec.europa.eu/world/agreements/prepareCreateTreatiesWorkspace/treatiesGeneralData.do?redirect=true&treatyId=474

* http://www.unece.org/trans/main/wp29/wp29regs21-40.html

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