

# GENERAL AGREEMENT ON

# TARIFFS AND TRADE

RESTRICTED

TBT/Notif.90.137

1 May 1990

Special Distribution

Committee on Technical Barriers to Trade

## NOTIFICATION

The following notification is being circulated in accordance with Article 10.4.

1. Party to Agreement notifying: <u>THE NETHERLANDS</u>
2. Agency responsible: Ministry of Transport and Public Works, Department of Public Works/Department of Road Transport
3. Notified under Article 2.5.2 [X], 2.6.1 [], 7.3.2 [], 7.4.1 [], Other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading):  Homologation requirements for vehicles and parts thereof: periodical inspection of vehicles
5. Title: Road Traffic Law 1990 (Section Concerning Vehicle Regulations)
6. Description of content: Sections of the Draft Road Traffic Law 1990 related to vehicle regulations [Chapters III (Article 20-35) and V (Article 72-110); explanation on pages 18-38, 150-164 and 203-227] will replace the prescriptions related to vehicles in the now existing Road Traffic Law. It concerns the introduction of a number of authorization procedures, according to these procedures the checking on products, done by government, will be replaced by process-inspection by the manufacturers themselves under governmental supervision. It concerns the tests for homologation (on the basis of type approvals or individual approvals) and the testing of modifications to the construction of vehicles.
7. Objective and rationale: Next to the existing system of authorization in which authorized companies perform the tests for the periodical inspection of motor vehicles and trailers with a maximum permissible mass of more than 3,500 kg., a new system is introduced where a certificate can be issued on the basis of a periodical maintenance system carried out by authorized companies.  Furthermore it is proposed to introduce the prohibition of the sale of non-approved products.

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7. (cont'd)

Reason for the introduction of the authorization procedures is the endeavour to change the existing practice of checking on products by the government to process-inspection under governmental supervision. With the latter, optimal use is made of the specific knowledge and responsibility in the authorized company, related to the product concerned.

The new system of authorization for the periodical inspection of vehicles differs from the existing one by replacing the annual inspection test by a system of continuous maintenance, resulting in a situation where vehicles continuously meet the requirements during their lifetime. This will have positive effects on traffic safety.

The prohibition of sale is proposed as a final means to keep vehicle requirements in force, for those situations where other means do not seem to be effective.

8. Relevant documents: Road Traffic Law (Government Gazette 1935, 554), Directives 70/156/EEC and 77/143/EEC, including the separate Directives for vehicles

9. Proposed dates of adoption and entry into force:

10. Final date for comments: July 1990

11. Texts available from: National enquiry point [X] or address of other body:

Ministry of Transport and Public Works,  
Department of Public Works/Department of Road Transport,  
P.O. Box 20906,

2500 EX The Hague,  
Netherlands

Telephone: 31.70.3848334  
Telex: 31043