

Amendment to the proposal for a Council Directive on the approximation of the laws of the Member States relating to the compulsory use of safety belts in vehicles of less than 3,5 tonnes ⁽¹⁾

COM(90) 524 final

(Submitted by the Commission on 21 November 1990 under Article 149 (3) of the EEC Treaty)

(90/C 308/07)

The Commission's proposal of 26 October 1988, document COM(88) 554, is hereby modified as follows:

1. Article 2 is amended to include the restraint of children:

'Article 2

1. Member States shall require that the driver and front seat passengers of vehicles being used on the road in category M1 first registered on or after 1 March 1979 wear approved safety belts or are restrained by an approved restraint system. Children of 12 years of age or older may wear the approved adult safety belt. Younger children may occupy the front passenger seat provided they are restrained by a system, separate from or additional to the adult-type safety belt, and suitable for the child's age and weight. Such a system shall be declared valid by the competent authorities of a Member State and shall be recognized as such in other Member States.

2. Member States shall ensure that, no later than 1 January 1993, passengers aged 12 years or older occupying the forward-facing rear seats of vehicles being used on the road in category M1 first registered on or after 1 January 1990 wear approved safety belts or are restrained by an approved restraint system.

3. Member States shall require that no later than 1 June 1991 all children up to 12 years of age and occupying the rear forward-facing seats of vehicles being used on the road in category M1 irrespective of the date of registration wear a restraint system where one is available. The approved safety belt or restraint system referred to in Article 2 (2) above shall be acceptable for children over 4 years of age. Younger children shall be restrained by a system, separate from or additional to the adult-type safety belt, suitable for the child's age and weight. Such a system shall be declared valid by the competent authorities of a Member State and shall be recognized as such in other Member States.'

2. Article 3 is amended to include the restraint of children:

⁽¹⁾ OJ No C 298, 23. 11. 1988, p. 8.

'Article 3

Member States shall ensure that, no later than 1 January 1993, the driver and front seat passengers of vehicles being used on the road in categories M2 and N1 first registered on or after 1 October 1991 wear approved safety belts or are restrained by an approved restraint system

Children of 12 years of age or older may wear the approved adult-type safety belt. Younger children may occupy the front passenger seat provided they are restrained by a system, separate from or additional to the adult safety belt, and suitable for the child's age and weight. Such a system shall be declared valid by the competent authorities of a Member State and shall be recognized as such in other Member States.'

- 3 Article 6 is amended to include child restraint systems

'Article 6

Articles 2, 3, 4 and 7 shall apply to drivers and passengers of vehicles being used on the road in the Community which are registered in a third country, when safety belts and restraint systems are fitted.'

- 4 Article 7 is deleted

- 5 Article 8, 9, 10 and 11 become Articles 7, 8, 9 and 10
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