

December 5, 2014

Dear Sirs,

We would like to draw your attention to the fact that starting from January 01, 2015 all wheeled vehicles circulating on the territory of the Customs Union of Russia, Belarus and Kazakhstan will need to comply with Technical Regulation of the Customs Union on Safety of Wheeled Vehicles (TR TC 018/2011) adopted by the Decision of the Customs Union Commission dd. December 09, 2011.

TR TC 018/2011 will come into force on January 01, 2015 and provides for a transitional period until July 01, 2016; within this period it will be possible to produce and import products compliant with the previously established requirements, provided that the relevant conformity document is in place. Such conformity documents are considered valid until the expiration date of the same but no later than July 01, 2016. The exceptions are conformity documents issued prior to the date of the official publication of the TR TC 018/2011, which shall be valid until their expiration date, and conformity documents issued with regard to the parties of vehicles and its components, the validity of which is limited by quantitative quotas of those products.

TR TC 018/2011 has established requirements for wheeled vehicles which belong to the types L, M, N and O and are intended for exploitation on public roadways, and components of the vehicles which may influence safety of the vehicles. We would like to point out that TR TC 018/2011 is not applicable to the vehicles with maximum speed level less than 25 kilometers per hour, sport vehicles (intended only for participation in sport competitions), particular types of vintage cars, off-road heavy duty vehicles and some other types.

Compliance with mandatory requirements of the TR TC 018/2011 is confirmed by the following documents:

- compliance of the vehicles in form of a vehicle type approval;
- compliance of the chassis in form of chassis type approval;
- compliance of the singular vehicles in form of a certificate of vehicle design safety;
- compliance of the components of the vehicle in form of a declaration / certificate of compliance.

We would like to note that manufacturer not registered in the territory of the Custom Union is unable to apply for compliance confirmation and should appoint a duly registered representative. If the end product vehicle contains products of the other manufacturers, obligations related to maintenance of compliance with requirements may be split up between manufacturers under an agreement on mutual obligations. In absence of such agreement manufacturer of the end product will be obligated to take all necessary measures related to the maintenance of compliance.

TR TC 018/2011 has introduced some new requirements and prohibitions, including, *inter alia*:

- prohibition to import vehicles intended for transportation of passengers with more than eight passenger seats with the right-hand steering wheel;
- requirement to equip all vehicles of category M specially designed for the children transportation and vehicles of category N intended for the transportation of municipal solid waste and garbage, heavy and (or) large-sized cargoes, and vehicles of operational services with satellite navigation;

- requirement to equip vehicles with emergency response service call system or device (for different types of vehicles the requirement will come into force from 2015 to 2017);

- requirement to equip vehicles with winter tires during winter exploitation and prohibition to do so in summer (before TR TC 018/2011 it was left to the discretion of the vehicle's owner).

TR TC 018/2011 has also established, *inter alia*, the rules for marketing of the vehicles, detailed safety requirements, and detailed procedure of compliance confirmation.

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Kind regards,

**ALRUD Law firm**

*Note: All information was obtained from publicly available sources. The author of this information letter assumes no liability for the consequences of decision-making based on such information.*