

Directive 2003/97/EC of the European Parliament and of the Council of 10 November 2003 on the approximation of the laws of the Member States relating to the type-approval of devices for indirect vision and of vehicles equipped with these devices, amending Directive 70/156/EEC and repealing Directive 71/127/EEC (Text with EEA relevance) (repealed)

Article 1

The aim of this Directive is to harmonise rules relating to the type-approval of devices for indirect vision and of vehicles equipped with these devices.

These rules are contained in the Annexes to this Directive.

For the purpose of this Directive ‘vehicle’ means any motor vehicle as defined in Section A of Annex II to Directive 70/156/EEC.

Article 2

- 1 With effect from 26 January 2005, Member States shall not, on grounds relating to devices for indirect vision,
- refuse to grant EC type-approval or national type-approval of a vehicle or a device for indirect vision,
 - prohibit the sale, registration or entry into service of vehicles or devices for indirect vision,

if the vehicles or devices for indirect vision comply with the requirements of this Directive.

- 2 With effect from 26 January 2006, Member States shall refuse to grant EC type-approval for any new type of vehicle on grounds relating to the device for indirect vision or for any new type of device for indirect vision, if the requirements of this Directive are not fulfilled.

However, this date shall be postponed by 12 months as regards the requirements concerning a class VI front mirror as a component and its installation on vehicles.

- 3 With effect from 26 January 2006, Member States shall prohibit the national type-approval for any new type of vehicle on grounds relating to the device for indirect vision if the requirements of this Directive are not fulfilled.

However this date shall be postponed by 12 months as regards the requirements concerning a class VI front mirror as a component and its installation on vehicles.

- 4 With effect from 26 January 2010 for vehicles of categories M₁ and N₁, and with effect from 26 January 2007 for all vehicles of other categories, Member States:
- shall consider certificates of conformity which accompany new vehicles in accordance with the provisions of Directive 70/156/EEC to be no longer valid for the purposes of Article 7(1) of that Directive,
 - shall prohibit the sale, registration or entry into service of vehicles,

on grounds relating to the device for indirect vision if the vehicles do not comply with the requirements of this Directive.

- 5 With effect from 26 January 2010 for vehicles of categories M₁ and N₁, and with effect from 26 January 2007, for all vehicles of other categories, the requirements of this

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Directive relating to the device for indirect vision as a component shall apply for the purposes of Article 7(2) of Directive 70/156/EEC.

6 Notwithstanding paragraphs 2 and 5, for the purposes of replacement parts, Member States shall continue to grant EC type-approval and to permit the sale and entry into service of components or separate technical units intended for use on vehicle types which have been approved before 26 January 2007, pursuant to Directive 71/127/EEC and, where applicable, subsequent extensions to those approvals.

7 Notwithstanding paragraph 3, Member States may continue to grant national type-approval for any new type of articulated vehicle of category M₂ and M₃, class I, as defined in Annex I, point 2.1.1.1 to Directive 2001/85/EC⁽¹⁾, composed of at least three articulated rigid parts, which do not comply with the provisions of this Directive, provided that the requirements for the driver's field of vision are respected as referred in Annex III, point 5 to this Directive.

8 The provisions laid down in this Directive shall also contribute to establishing a high level of protection in the context of the international harmonisation of legislation in this area. Therefore, as soon as possible after the adoption of this Directive, the Commission shall submit a proposal to the United Nations Economic Commission for Europe with the aim of aligning the provisions of UNECE Regulation 46 with the provisions of this Directive.

Article 3

By 26 January 2010, the Commission shall carry out a detailed study to ascertain whether the amendments introduced by this Directive are having a positive effect on road safety, in particular as regards pedestrians, cyclists and other vulnerable road users. On the basis of those findings, the Commission shall, if necessary, propose additional legislative measures for further improvement of the field of indirect vision.

Article 4

Directive 70/156/EEC is hereby amended as follows:

1. in Annex I, point 9.9 is replaced by the following:
 - 9.9. Devices for indirect vision
 - 9.9.1. Mirrors (state for each mirror): ...
 - 9.9.1.1. Make: ...
 - 9.9.1.2. EC type-approval mark: ...
 - 9.9.1.3. Variant: ...
 - 9.9.1.4. Drawing(s) for the identification of the mirror showing the position of the mirror relative to the vehicle structure: ...
 - 9.9.1.5. Details of the method of attachment including that part of the vehicle structure to which it is attached: ...
 - 9.9.1.6. Optional equipment which may affect the rearward field of vision: ...
 - 9.9.1.7. A brief description of the electronic components (if any) of the adjustment system: ...
 - 9.9.2. Devices for indirect vision other than mirrors: ...
 - 9.9.2.1. Type and characteristics (such as a complete description of the device): ...

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- 9.9.2.1.1. In the case of a camera-monitor device, the detection distance (mm), contrast, luminance range, glare correction, display performance (black and white/colour), image repetition frequency, luminance reach of the monitor: ...
 - 9.9.2.1.2. Sufficiently detailed drawings to identify the complete device, including installation instructions; the position for the EC type-approval mark has to be indicated on the drawings: ...
2. in Annex III, point 9.9 is replaced by the following:
- 9.9. Devices for indirect vision
 - 9.9.1. Mirrors (state for each mirror): ...
 - 9.9.1.1. Make: ...
 - 9.9.1.2. EC type-approval mark: ...
 - 9.9.1.3. Variant: ...
 - 9.9.1.4. Drawing(s) for the identification of the mirror showing the position of the mirror relative to the vehicle structure: ...
 - 9.9.1.5. Details of the method of attachment including that part of the vehicle structure to which it is attached: ...
 - 9.9.1.6. Optional equipment which may affect the rearward field of vision: ...
 - 9.9.1.7. A brief description of the electronic components (if any) of the adjustment system: ...
 - 9.9.2. Devices for indirect vision other than mirrors: ...
 - 9.9.2.1. Type and characteristics (such as a complete description of the device): ...
 - 9.9.2.1.1. In the case of camera-monitor device, the detection distance (mm), contrast, luminance range, glare correction, display performance (black and white/colour), image repetition frequency, luminance reach of the monitor: ...
 - 9.9.2.1.2. Sufficiently detailed drawings to identify the complete device, including installation instructions; the position for the EC type-approval mark has to be indicated on the drawings: ...
3. Annex IV is hereby amended as follows:
- Part I, point 8 of the table shall be replaced by the following:

Subject	Directive number	Official Journal reference	Applicability										
			M ₁	M ₂	M ₃	N ₁	N ₂	N ₃	O ₁	O ₂	O ₃	O ₄	
...													
8.	2003/97/EC	Indirect vision of devices 29.1.2004	X	X	X	X	X	X					

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- in point 8 of Part I, the term ‘rear-view mirrors’ shall be replaced by ‘devices for indirect vision’,
 - in point 8 of Part II, the term ‘rear-view mirrors’ shall be replaced by ‘devices for indirect vision’;
4. in point 8 of Appendices 1 and 2 to Annex XI, the term ‘rear-view mirrors’ shall be replaced by ‘devices for indirect vision’.

Article 5

1 Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive before 24 January 2005. They shall forthwith inform the Commission thereof.

When Member States adopt these measures, they shall contain a reference to this Directive or be accompanied by such reference on the occasion of their official publication. The methods of making such reference shall be laid down by the Member States.

2 Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

Article 6

Directive 71/127/EEC shall be repealed with effect from 24 January 2010.

References to the repealed Directive shall be construed as being made to this Directive and shall be read in accordance with the correlation table set out in Annex IV.

Article 7

This Directive shall enter into force on the day of its publication in the *Official Journal of the European Union*.

Article 8

This Directive is addressed to the Member States.

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- (1) Directive 2001/85/EC of the European Parliament and of the Council of 20 November 2001 relating to special priorities for vehicles used for the carriage of passengers comprising more than eight seats in addition to the driver's seat ([OJ L 42, 13.2.2002, p. 1](#)).