

Section 4-5 General obligations of the manufacturer during national individual vehicle approval

- (1) At national individual approval of motor vehicles, the manufacturer's obligations apply as stipulated in (EU) 2018/858, with the additions or limitations specified in this regulation and its annex. Equivalent applies to the manufacturer's representatives, importers, and distributors.
- (2) The manufacturer shall ensure that the fully assembled and completed motor vehicle seeking approval, including all utilized systems, components, and separate technical units, has been produced or approved in accordance with the requirements and provisions of the regulation.
- (3) The manufacturer is obligated to provide the approval authority with the information required for approval. If another party applies for approval on behalf of the manufacturer, the manufacturer must transmit all relevant information and documentation to the responsible applicant, as per § 2-3, second paragraph.
- (4) The manufacturer is responsible for ensuring production compliance. The manufacturer is responsible for ensuring that essential joints and connections used, particularly regarding the frame, body, and drivetrain, comply with the requirements of § 2-4, first paragraph.
- (5) The manufacturer shall ensure that the motor vehicle is designed, constructed, and assembled to minimize the risk of harm to drivers and vulnerable road users.

Section 4-6 The manufacturers obligations related to the use of type-approved components or separate technical units

- (1) If a component or separate technical unit is type-approved according to the conditions described in (EU) 2018/858 Article 29(3), or under the same conditions related to type approval issued in accordance with the 1958 Agreement for UN Regulations or 2007/46/EC Article 10, the following applies during national single approval of the complete and fully assembled vehicle:
 - a) The manufacturer shall be able to document and clarify to the approval authority the limitations and conditions that apply to the specific type-approved components or separate technical units used.
 - b) The respective manufacturer shall be able to document to the approval authority that the limitations and conditions for the component or separate technical unit, as described in letter a), are still maintained for the fully assembled vehicle.

Section 4-7 Manufacturer's obligations related to multi-stage built vehicles

- (1) For national individual approval of motor vehicles that are assembled by multiple manufacturers, (EU) 2018/858 Annex IX applies, with the additions or limitations specified in this regulation.
- (2) In cases where the complete motor vehicle is assembled by multiple manufacturers, the respective manufacturers are only responsible for the systems, components, or separate technical units they have added and/or modified in motor the vehicle's construction, or where the manufacturer(s) otherwise affect relevant parts of the subject or the scope of the regulatory act for the specific vehicle.

- (3) Manufacturers at previous stages shall notify manufacturers at subsequent stages of any changes that may affect the type approval of a component, a system, a separate technical unit, or the entire motor vehicle. The duty to notify also applies in cases where conditions and limitations are described as in § 4-6. The same applies to cases where compliance with a requirement has been attested by a preceding manufacturer, other than through type approval (such as a test report)
- (4) If a motor vehicle, component, separate technical unit, or system is modified in such a way that it can no longer be supported by a type approval or other attestation of compliance with a requirement, only the person with the appropriate competence and equipment according to the relevant regulation and this directive shall perform the necessary tests, followed by the issuance of documentation. The manufacturer performing the modification is responsible for ensuring that the change is carried out in accordance with this regulation