

EUROPEAN COMMISSION
ENTERPRISE DIRECTORATE-GENERAL

Single market, implementation and legislation for consumer goods
Automotive industry

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DG ENTR/F/5 D(2002) 755477

Mr Brian Toohey
SEGWAY
286 Commercial Street
Manchester, NH 03101-1108
USA

Subject: The EC position on the application of Directive 92/61/EEC to the Segway HT

Dear Mr. Toohey

I refer to your undated letter which I received on 1 July 2002 and to the meeting with Mrs. Anna Borrás and Mr. Wolfgang Schneider on 23 January 2002. In the meeting you presented the Segway Human Transporter and, amongst other issues, discussed which harmonized European legislation might be applicable to your product.

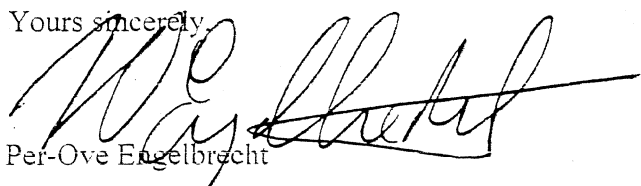
In response to your recent letter in which you ask for the European Commission's position on the application of Directive 92/61/EEC to the Segway HT, I am pleased to provide you with the following information.

The European directives on type-approval of motor vehicles, including Directive 92/61/EEC relating to the type-approval of two or three-wheel motor vehicles, apply to vehicles intended to travel on the road, and to the components or separate technical units of such vehicles. As stated by you the product in question is equipped with two wheels and operated by battery power and is intended primarily for use on sidewalks and other pedestrian areas such as interiors of buildings, parks and other public areas, but not intended to travel on the road. It is therefore not within the scope of the above mentioned EC directive nor within the scope of any other EC directive for the type-approval of motor vehicles.

However, there may be legislation in some Member States of the European Union that prevents the use of such products on pavements. This will have to be taken up with those national authorities.

I trust that the above information will be of some assistance to you.

Yours sincerely,


Per-Ove Engelbrecht