

manufacturers as complying with the safety standards, and they are capable of being readily altered to conform to the standards.

DATE: This decision is effective as of July 11, 1995.

FOR FURTHER INFORMATION CONTACT: George Entwistle, Office of Vehicle Safety Compliance, NHTSA (202-366-5306).

SUPPLEMENTARY INFORMATION:

Background

Under 49 U.S.C. 30141(a)(1)(A) (formerly section 108(c)(3)(A)(i) of the National Traffic and Motor Vehicle Safety Act (the Act)), a motor vehicle that was not originally manufactured to conform to all applicable Federal motor vehicle safety standards shall be refused admission into the United States unless NHTSA has decided that the motor vehicle is substantially similar to a motor vehicle originally manufactured for importation into and sale in the United States, certified under 49 U.S.C. 30115 (formerly section 114 of the Act), and of the same model year as the model of the motor vehicle to be compared, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards.

Petitions for eligibility decisions may be submitted by either manufacturers or importers who have registered with NHTSA pursuant to 49 CFR part 592. As specified in 49 CFR 593.7, NHTSA publishes a notice in the **Federal Register** of each petition that it receives, and affords interested persons an opportunity to comment on the petition. At the close of the comment period, NHTSA decides, on the basis of the petition and any comments that it has received, whether the vehicle is eligible for importation. The agency then publishes this decision in the **Federal Register**.

J.K. Motors of Kingsville, Maryland (Registered Importer R-90-006) petitioned NHTSA to decide whether 1993 Moto Guzzi Daytona motorcycles and 1985 Alfa Romeo GTV, 1992 Mercedes-Benz 190E, 1992 Porsche 911 Turbo, 1992 Mercedes-Benz 300SEL, and 1993 Mercedes-Benz 230E passenger cars are eligible for importation into the United States. To afford an opportunity for public comment, NHTSA published notices of these petitions as follows:

Vehicle	Notice date and cite
1985 Alfa Romeo GTV	May 9, 1995 (60 FR 24669).
1992 Mercedes-Benz 190E	May 16, 1995 (60 FR 26071).
1992 Porsche 911 Turbo ..	May 16, 1995 (60 FR 26074).
1992 Mercedes-Benz 300SEL	May 16, 1995 (60 FR 26072).
1993 Mercedes-Benz 230E	May 16, 1995 (60 FR 26073).

The reader is referred to those notices for a thorough description of the petitions. No comments were received in response to these notices. Based on its review of the information submitted by the petitioner, NHTSA has decided to grant the petitions.

Vehicle Eligibility Number for Subject Vehicles

The importer of a vehicle admissible under any final decision must indicate on the form HS-7 accompanying entry the appropriate vehicle eligibility number indicating that the vehicle is eligible for entry. Vehicle eligibility numbers assigned to vehicles admissible under this decision are as follows:

Vehicle	Vehicle eligibility No.
1993 Moto Guzzi Daytona	VSP-118
1985 Alfa Romeo GTV	VSP-124
1992 Mercedes-Benz 190E ..	VSP-126
1992 Porsche 911 Turbo	VSP-125
1992 Mercedes-Benz 300SEL	VSP-123
1993 Mercedes-Benz 230E ..	VSP-127

Final Decision

Accordingly, on the basis of the foregoing, NHTSA hereby decides that:

1. A 1993 Moto Guzzi Daytona motorcycle not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1993 Moto Guzzi Daytona motorcycle originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards;

2. A 1985 Alfa Romeo GTV passenger car not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1985 Alfa Romeo GTV passenger car originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards;

3. A 1992 Mercedes-Benz 190E (Model ID 201.018) passenger car not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1992 Mercedes-Benz 190E passenger car originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards;

4. A 1992 Porsche 911 Turbo passenger car not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1992 Porsche 911 Turbo passenger car originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards;

5. A 1992 Mercedes-Benz 300SEL (Model ID 140.033) passenger car not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1992 Mercedes-Benz 500SEL passenger car originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards; and

6. A 1993 Mercedes-Benz 230E (Model ID 124.023) passenger car not originally manufactured to comply with all applicable Federal motor vehicle safety standards is substantially similar to a 1993 Mercedes-Benz 300E passenger car originally manufactured for importation into and sale in the United States and certified under 49 U.S.C. 30115, and is capable of being readily altered to conform to all applicable Federal motor vehicle safety standards.

Authority: 49 U.S.C. 30141 (a)(1)(A) and (b)(1); 49 CFR 593.8; delegations of authority at 49 CFR 1.50 and 501.8.

Issued on July 6, 1995.

Marilynne Jacobs,

Director, Office of Vehicle Safety Compliance.
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Vehicle	Notice date and cite
1993 Moto Guzzi Daytona	May 9, 1995 (60 FR 24668).