

Machinery. Recast

2001/0004(COD) - 15/12/2005 - Text adopted by Parliament, 2nd reading

The European Parliament adopted a resolution drafted by Andreas **SCHWAB** (EPP-ED,) making some amendments to the common position:

-concerning agricultural and forestry tractors, the provisions of the Directive concerning the risks currently not covered by Directive 2003/37/EC should no longer apply when such risks are covered by Directive 2003/37/EC.

-a new recital states that Member States are responsible for ensuring that the Directive is effectively enforced on their territory and the safety of the machinery concerned is, as far as possible, improved in accordance with its provisions. The Member States should ensure their capacity to carry out effective market surveillance, taking account of guidelines developed by the Commission, in order to achieve the proper and uniform application of the Directive;

-electric motors should be listed among the products excluded from the scope of the directive in Art. 1(2).

-there is increased emphasis on the fact that business, professional and trade secrets shall be treated as confidential;

-the reference to scrapping of machinery was deleted from Annex I on the grounds that this lies outside the control of manufacturers, who should therefore not be made responsible for it;

-during the assessment of the technology of the machinery, the team of auditors shall carry out a review of the technical files to ensure their compliance with the relevant health and safety requirements.