

Basic information	
1998/0106(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers Repealed by 2006/0278(COD) Subject 3.20.10 Transport undertakings, transport industry employees 3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport)	

Key players			
European Parliament	Committee responsible		Rapporteur
	RETT Regional Policy, Transport and Tourism		KOCH Dieter-Lebrecht (PPE-DE)
	Former committee responsible		Former rapporteur
	TRAN Transport and Tourism		KOCH Dieter-Lebrecht (PPE)
	Former committee for opinion		Former rapporteur for opinion
	JURI Legal Affairs, Citizens' Rights		The committee decided not to give an opinion.
	Council configuration		Meetings
	Transport, Telecommunications and Energy		2169
Council of the European Union	Transport, Telecommunications and Energy		2108
	Transport, Telecommunications and Energy		2252

Key events			
Date	Event	Reference	Summary
19/03/1998	Legislative proposal published	COM(1998)0174 	Summary
29/04/1998	Committee referral announced in Parliament, 1st reading		

17/06/1998	Debate in Council		
29/09/1998	Vote in committee, 1st reading		Summary
29/09/1998	Committee report tabled for plenary, 1st reading	A4-0351/1998	
19/10/1998	Debate in Parliament		
23/12/1998	Modified legislative proposal published	COM(1998)0803 	Summary
29/03/1999	Council position published	05563/1/1999	Summary
28/07/1999	Vote in committee, 1st reading		
28/07/1999	Committee report tabled for plenary confirming Parliament's position	A5-0005/1999	
16/09/1999	Decision by Parliament, 1st reading	T5-0015/1999	
28/10/1999	Committee referral announced in Parliament, 2nd reading		
13/12/1999	Vote in committee, 2nd reading		Summary
13/12/1999	Committee recommendation tabled for plenary, 2nd reading	A5-0105/1999	
17/01/2000	Debate in Parliament		
18/01/2000	Decision by Parliament, 2nd reading	T5-0005/2000	Summary
28/03/2000	Act approved by Council, 2nd reading		
17/04/2000	Final act signed		
17/04/2000	End of procedure in Parliament		
19/05/2000	Final act published in Official Journal		

Technical information	
Procedure reference	1998/0106(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Amendments and repeals	Repealed by 2006/0278(COD)
Legal basis	EC Treaty (after Amsterdam) EC 071-p1 Rules of Procedure EP 050
Stage reached in procedure	Procedure completed
Committee dossier	RETT/4/10866

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0351/1998 OJ C 328 26.10.1998, p. 0005	29/09/1998	
		T4-0605/1998		

Text adopted by Parliament, 1st reading/single reading		OJ C 341 09.11.1998, p. 0011-0032	20/10/1998	Summary
Committee final report tabled for plenary, 1st reading /single reading		A5-0005/1999 OJ C 054 25.02.2000, p. 0010	28/07/1999	
Text adopted by Parliament confirming position adopted at 1st reading		T5-0015/1999 OJ C 054 25.02.2000, p. 0056-0079	16/09/1999	Summary
Committee recommendation tabled for plenary, 2nd reading		A5-0105/1999 OJ C 304 24.10.2000, p. 0007	13/12/1999	
Text adopted by Parliament, 2nd reading		T5-0005/2000 OJ C 304 24.10.2000, p. 0020-0054	18/01/2000	Summary

Council of the EU

Document type	Reference	Date	Summary
Council position	05563/1/1999 OJ C 036 08.02.2000, p. 0001	29/03/1999	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1998)0174  OJ C 148 14.05.1998, p. 0021	19/03/1998	Summary
Modified legislative proposal	COM(1998)0803  OJ C 052 23.02.1999, p. 0016	23/12/1998	Summary
Reconsultation	SEC(1999)0581 	28/04/1999	
Commission communication on Council's position	SEC(1999)1597 	13/10/1999	Summary
Commission opinion on Parliament's position at 2nd reading	COM(2000)0112 	29/02/2000	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES1138/1998 OJ C 407 28.12.1998, p. 0118	09/09/1998	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 23/12/1998 - Modified legislative proposal

The Commission's amended proposal takes up 7 of the amendments proposed by the European Parliament in its first reading. These relate to: - improving the coherence of the text by specifying that the Member States ensure that the safety advisers for the transport of dangerous goods are examined in line with the requirements laid down in the Directive; - specify that the candidates must demonstrate in the course of the examination that they possess the necessary knowledge to be in a position to be able to advise a company whose activity involves the transport of dangerous goods or the loading or unloading connected with such transport; - ensure that the written examination can be complemented by an oral element; - introduce minimum requirements regarding the questions asked at the examination; - postpone to 30/06/1999 the date for the notification by the Member States concerning the introduction of their relevant legislation.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 13/10/1999 - Commission communication on Council's position

The common position adopted by the Council lays down the minimum examination requirements for safety advisers and for specific examinations and for examination bodies while leaving open the possibility of arranging specific examinations. Virtually all of the European Parliament's amendments accepted by the Commission (except one) have been incorporated in the common position. Despite the differences between the Commission's amended proposal and the common position, in particular as regards the contents of the examination and the deletion of the Committee, the Commission delivers a favourable opinion on the common position as a whole which guarantees that examinations will be of a level equivalent to that of the amended proposal while leaving open the possibility of arranging specific examinations.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 29/03/1999 - Council position

The Council's common position takes the amended Commission proposal on board, subject to amendments relating to: - the flexibility in the breakdown of examination questions and a greater discretion as to the minimum content of tests; - the division of subjects into three groups; - the approval of the conditions of examination of candidates intending to work for specialised undertakings; - the setting of the transposition date at 31/12/1999 for both Directives; - the introduction of a system of penalties which the Council did not see any need for if the Directives were infringed. Furthermore, the Council has followed the amended Commission proposal in adopting the content, if not the wording, of the following European Parliament amendments: the common position takes on board: - the first part of amendment 1, which is in addition to the wording of to indicate the area of activity covered by the safety advisers, viz., the transport of dangerous goods; - the second part of amendment 1, which is intended to make clear that the provisions of the Directive constitute minimum requirements. The common position takes account of: - amendment 2, which is designed to define more accurately the knowledge which candidates must demonstrate in order to perform the duties of an advisor; - amendment 4, which provides that the compulsory written examination may be supplemented by an oral test; - amendment 5, which is designed to amend Article 3(5)(a) of the amended Commission proposal to state that requirements laid down as regards questions on the subjects listed in Annex II to Directive 96/35/EC constitute minimum requirements. In addition, the common position takes on board: - amendment 7, which is intended to increase Member States' ability to grant exemptions restricting the number of subjects for examination and to issue specific certificates; and it takes account of amendment 9, which is designed to improve the efficiency of the exchange of information on the catalogue of questions as it provides that Member States are to forward this catalogue to the Commission, which will inform the other Member States thereof. Moreover, the European Parliament's amendments which were not adopted by the Council and not accepted by the Commission include amendments referring to: - the provision on the mutual recognition of EC certificate of training by the Member States and the EEA; - the provision also requiring candidates to demonstrate their ability to perform the duties of an adviser by making a case study; - the addition of a new paragraph on the period of validity and renewal of the diploma; - the addition that the examining bodies must allow candidates to use certain documents during the examination. The European Parliament's amendment which was not adopted by the Council and accepted by the Commission relates to the adjustment of the deadline for notification of penalties referred to in Article 9(3) of the amended Commission proposal.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 17/04/2000 - Final act

PURPOSE : to improve the safety of the transport of dangerous goods in the Community by harmonising to a high standard examination requirements for safety advisers. COMMUNITY MEASURE : Directive 2000/18/EC of the European Parliament and of the Council on minimum examination requirements for safety advisers for the transport of dangerous goods by road, rail or inland waterway. CONTENT : this Directive lays down the minimum examination requirements for the examination needed to obtain the EC certificate of training as safety adviser for the transport of dangerous goods provided for in Directive 96/35/EC. Member States shall take all necessary measures to ensure that safety advisers for the transport of dangerous goods are examined in such a way that they satisfy these minimum requirements. With regard to the examinations, the competent authority or examining body shall organise a compulsory written examination which it may supplement with an oral examination to check whether candidates possess the necessary level of knowledge required to carry out the tasks of advisor in order to obtain the EC certificate. The candidates shall be given a questionnaire consisting of 20 open questions relating to the subjects listed in Annex II. Among those subjects, particular attention should be given to the following topics: - general prevention and safety measures; - the classification of dangerous goods; - general packaging requirements, including tanks, tank containers and rail tankers; - danger marking and labels; - reference in transport documents; - handling and stowage; - the vocation of crews; - vehicle papers and transport certificates; - safety instructions; - transport equipment requirements. It should be noted that Member States shall assist one another in implementing this Directive. ENTRY INTO FORCE : this Directive shall enter into force on 19.05.2000.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 20/10/1998 - Text adopted by Parliament, 1st reading/single reading

Adopting the report by Mr Dieter-Lebrecht Koch (EPP, D) on examination requirements for safety advisors for the transport of dangerous goods, Parliament calls principally for: - an EC certificate of training issued after passing the examination to be recognised by all Member States and the European Economic Area; - the certificate to be valid for five years, automatically renewed for a five year period, on condition that the holder has taken refresher courses and/or passed an examination during the final year before its expiry; Parliament considers that candidates should be able to demonstrate in a case study that they have the ability to fulfil the tasks of an adviser; the examination is to take the form of a written examination but may be supplemented by an oral test.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 19/03/1998 - Legislative proposal

OBJECTIVE: to improve the safety of the transport of dangerous goods in the Community by harmonizing to a high standard examination requirements for safety advisers. SUBSTANCE: the proposal for a Directive seeks to harmonize the regulations of the Member States concerning examinations qualifying successful candidates as safety advisers for the transport of dangerous goods by road, rail or inland waterway. The proposal lays down minimum requirements regarding the organization and substance of the examinations. It also sets conditions for participation by enterprises which wish to offer their services as examiners, and determines the role of the competent national authorities.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 16/09/1999

The European Parliament confirmed its first reading in the context of the codecision procedure of the text that it adopted on 20.10.1998 concerning this amended proposal for a Directive.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 29/02/2000 - Commission opinion on Parliament's position at 2nd reading

The Commission takes the view that the only amendment made by Parliament to the Council's common position is in line with the aims of its proposal. The Commission can accept this amendment, which relates to the deadline for compliance with the Directive's provisions, given that the date specified

in the common position is no longer applicable and the solution proposed by the Parliament is realistic. The Commission considers that the Council's common position, together with Parliament's amendment at second reading, is in line with the aims of its proposal. Consequently, it accepts the modification made to the Council's common position by Parliament's amendment.

Transport of dangerous goods by road, inland waterways or rail: examination requirements for safety advisers

1998/0106(COD) - 18/01/2000 - Text adopted by Parliament, 2nd reading

In adopting the report by Mr Koch (EPP/ED, D), the European Parliament approves the Council's common position subject to One amendment relates to the entry into force of Member States' implementing legislation within three months of the Directive's entry into force (as opposed to 31.12.1999 in the text of the common position).