



Notification Number: 2005/730/E

Royal Decree regulating the State metrological control of measurement equipment

Date received : 22/12/2005

End of Standstill : 23/03/2006

Issue of comments by : Germany

Message

Message 002

Communication from the Commission - SG(2005) D/53110

Directive 98/34/EC

Translation of the message 001

Notification: 2005/0730/E

No abre el plazo - Nezhajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200503110.EN)

1. Structured Information Line

MSG 002 IND 2005 0730 E EN 23-03-2006 22-12-2005 E NOTIF 23-03-2006

2. Member State

Spain

3. Department Responsible

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4. Notification Number

2005/0730/E - 110

5. Title

Royal Decree regulating the State metrological control of measurement equipment

6. Products Concerned

The proposal transposes Directive 2004/22/EC of the European Parliament and of the Council of 31 March 2004 on measuring instruments. It also adapts specific national legislation to the philosophy of the "New Focus" Directives expanding Metrology Act No 3/85 and defining the competences of the central administration of the State and the autonomous communities in compliance with the judgements of the Constitutional Court Nos. 100 of 13 May 1991 and 236 of 12 December 1991.

7. Notification Under Another Act

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8. Main Content

The regulation laid down in the draft Royal Decree is adapted to Directive 2004/22/EC of the European Parliament and of the Council of 31 March 2004 on measuring instruments in such a way that the stages of the State metrological control referred to in Article 7(2)(a) and (b) of the Metrology Act correspond with the procedure defined in the Directive as a conformity assessment and which affect the classes of instruments regulated in Annexes V to XIV of the draft, but do not include the new classes of instruments. Similarly, with regard to the instruments not regulated in the Directive but subject to the State metrological control by means of various provisions, a similar procedure is laid down in the aforementioned stages

Key words in the draft:

- State metrological control
- Notified bodies
- Metrological inspection
- New Focus Directive
- Conformity verification
- Placed on the market and put into service

9. Brief Statement of Grounds



Its implementation is justified from three points of view:

- The transposition of aforementioned Directive 2004/22/EC of the European Parliament and of the Council.
- The adaptation of the stages of "model approval" and "initial inspection" laid down in Act No 3/85 to the philosophy of the "New Focus" Directives for measuring instruments of the specific national regulation, and
- Compliance with the judgements of the Constitutional Court

10. Reference Documents - Basic Texts

Metrology Act No 3 of 18 March 1985 is attached.

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

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13. Confidentiality

NO

14. Fiscal measures

NO

15. Impact assessment

NO

16. TBT and SPS aspects

NO

A) No

B) NO

III The draft does not have a perceptible effect on international trade.

A) No

B) NO

I The draft is not a sanitary or phytosanitary measure pursuant to the SPS agreement.

III The draft does not have a perceptible effect on international trade.

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