



Notification Number: 1998/180/E

**Draft Order regulating the state metrological control of measuring systems for liquids other than water for the delivery of fuels and other combustible liquids in the inspection phases thereof following repair or modification and periodic checking.**

Date received : 23/04/1998

End of Standstill : Closed

Invocation of the Emergency Procedure : Yes

**Message**

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EUROPEAN FREE TRADE ASSOCIATION SURVEILLANCE AUTHORITY

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TELEX 002

COMMUNICATION FROM THE COMMISSION - SG (98) D/51010/2  
DIRECTIVES 83/189/EEC, 88/182/EEC AND 94/10/EC  
TRANSLATION OF TELEX 001  
NOTIFICATION 98/0180/E

- 3B1 : 9801010.EN

**1. Structured Information Line**

TLX 002 IND- 98 0180 E-- EN ----- 980423 --- ---

**2. Member State**

SPAIN

**3. Department Responsible**

COMISIÓN INTERMINISTERIAL PARA ASUNTOS CON LA UNIÓN EUROPEA.  
SECRETARIA DE ESTADO DE POLITICA EXTERIOR Y PARA LA UNIÓN  
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**3. Originating Department**

MINISTERIO DE FOMENTO. SECRETARÍA GENERAL TÉCNICA.

**4. Notification Number**

98/0180/E

**5. Title**

Draft Order regulating the state metrological control of  
measuring systems for liquids other than water for the  
delivery of fuels and other combustible liquids in the  
inspection phases thereof following repair or modification  
and periodic checking.

**6. Products Concerned**

This Regulation does not affect the sale of the products  
covered in the draft Order since it regulates the inspection  
phase used for products which have already been installed and  
does not therefore affect their placing on the market.

**7. Notification Under Another Act**

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**8. Main Content**

The aim of the draft is to regulate inspection following



repairs or modifications and the compulsory periodic checks which have to be made on measuring systems for liquids other than water intended for the delivery of liquid fuels to motor vehicles.

The draft includes those requirements to which people or bodies must comply who are elected to repair or modify the measuring systems as well as the inspection procedure.

### **9. Brief Statement of Grounds**

The essential reason for formulating the draft is to establish the state metrological control procedures for said measuring systems since these did not used to exist in the inspection phase following repair or modification and in periodic inspections.

### **10. Reference Documents - Basic Texts**

Metrology Law 3/1985 of 18 March.

Royal statutory Decree 1296/1986 of 28 June amending Metrology Law 3/1985 of 18 March and establishing the EEC metrological control.

Order of 26 December 1988 regulating the control of volumetric counters for liquid other than water and the supplementary devices to these.

Law 13/1996, of 30 December, relating to fiscal, administrative and social order measures (article 176.

Modification of Metrology Law 3/1985 of 18 March).

### **11. Invocation of the Emergency Procedure**

Yes

### **12. Grounds for the Emergency**

The Spanish user and consumer organizations have noted irregularities in the delivery of fuels to motor vehicles and have requested that the Public authorities take urgent action to monitor such irregularities. Inspections carried out by the competent authorities have confirmed, in numerous cases, such irregularities whilst referring the corresponding inspection proceedings to the competent legal bodies should these constitute an offence. Certain legal proceedings have led to the closure of many petrol stations. This has, however, caused

public alarm which has in some cases caused conflicts which have had prejudicial effects on both private and public transport. Moreover, registering such irregularities would have significant economic repercussions. For this reason, the draft Order must be published with urgency.

### **13. Confidentiality**

No

14.No



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GROWTH DIRECTORATE-GENERAL

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Prevention of Technical Barriers

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