



Notification Number: 2001/436/F

## **Order implementing the Decree on equipment for use on roads amending the Road Maintenance Code.**

Date received : 22/10/2001

End of Standstill : 23/01/2002

Issue of comments by : Commission

### **Message**

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Message 002



Communication from the Commission - SG(2001) D/52283

Directive 98/34/EC

Translation of the message 001

Notification: 2001/436/F

(MSG: 200102283.EN)

#### **1. Structured Information Line**

MSG 002 IND 2001 0436 F EN 23-01-2002 22-10-2001 F NOTIF 23-01-2002

#### **2. Member State**

France

#### **3. Department Responsible**

Secrétariat général du comité interministériel pour les questions de coopération économique européenne.

2, Bd Diderot - 75012 - PARIS

Délégation interministérielle aux normes

64-70, allée de Bercy - 75012 - PARIS

#### **3. Originating Department**

Ministère de l'équipement, des transports et du logement -

Direction de la sécurité et de la circulation routières -

Service d'études techniques des routes et autoroutes.

#### **4. Notification Number**

2001/436/F - XOOM

#### **5. Title**

Order implementing the Decree on equipment for use on roads amending the Road Maintenance Code.

#### **6. Products Concerned**

Road signals, equipment for the protection of road users and for directing traffic (see point 9).

#### **7. Notification Under Another Act**

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#### **8. Main Content**

The notified Order serves to implement the Decree on equipment for use on roads notified at the same time.

The Order lays down the general conditions and administrative and technical procedures related to the means of attestation of conformity of equipment for use on roads which do not bear the CE marking. The Order also sets out the procedures applicable to applicants originating from another Member State within the framework of mutual recognition.



This regulation aims to reword within the new legal framework of France and the European Community (Directive 89/106/EEC) the procedures of attestation of conformity which existed previously (Order of 1978).

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

The notified regulation concerns equipment for use on roads which does not bear the CE marking as this is not covered within the scope of Directive 89/106/EEC. However, the equipment in question (for example, concrete safety barriers, temporary signals for road works, traffic light controllers, etc.) is just as important in ensuring the safety of road users as products which bear the CE marking. The regulation therefore retains the level of evaluation and conformity laid down in the previous regulation. However, this text shall be re-examined in light of any changes to Directive 89/106/EEC particularly as regards its area of application.

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

Road Maintenance Code (Article L.131-2 and L.141-7), Highway Code (Article R.411-25), Consumer Code (Article L.215-1), Decree No 84-74 of 26/01/1984 establishing the status of standardisation (Article 15), Decree No 92-647 of 08/07/1992 on the fitness for use of construction products (transposing Directive 89/106/EEC).

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

No

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

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#### **13. Confidentiality**

No

#### **14. Fiscal measures**

No

David O'Sullivan  
General Secretary  
European Commission