



Notification Number: 2009/420/E

DRAFT ORDER IMPLEMENTING THE PROVISIONS OF ARTICLE 10.7 AND AMENDING ANNEX I OF ROYAL DECREE 425/2005 OF 15 APRIL ESTABLISHING THE TECHNICAL REQUIREMENTS AND CODE OF CONDUCT TO BE FOLLOWED BY TECHNICAL CENTRES FOR THE INSTALLATION, VERIFICATION, CONTROL AND INSPECTION OF DIGITAL TACHOGRAPHS.

Date received : 22/07/2009

End of Standstill : 23/10/2009

Message

Message 002

Communication from the Commission - SG(2009) D/51756

Directive 98/34/EC

Translation of the message 001

Notification: 2009/0420/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 - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200901756.EN)

1. Structured Information Line

MSG 002 IND 2009 0420 E EN 23-10-2009 22-07-2009 E NOTIF 23-10-2009

2. Member State

ES

3. Department Responsible

SUBDIRECCIÓN GENERAL DE ASUNTOS INDUSTRIALES, ENERGÉTICOS, DE TRANSPORTES, COMUNICACIONES Y MEDIO AMBIENTE.



DIRECCIÓN GENERAL DE COORDINACIÓN DEL MERCADO INTERIOR Y OTRAS POLÍTICAS
COMUNITARIAS.
SECRETARIA DE ESTADO DE ASUNTOS EUROPEOS
MINISTERIO DE ASUNTOS EXTERIORES.
C/ SERRANO GALVACHE, 26
TELÉFONOS: 91 379 84 64 Y 91 379 83 98
FAX: 91 379 84 01
DIRECCIÓN CORREO ELECTRÓNICO: D83-189@UE.MAE.ES.

3. Originating Department

SUBDIRECCIÓN GENERAL DE CALIDAD Y SEGURIDAD INDUSTRIAL
DIRECCIÓN GENERAL DE INDUSTRIA.
MINISTERIO DE INDUSTRIA, TURISMO Y COMERCIO.
PASEO DE LA CASTELLANA 160
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DIRECCIÓN CORREO ELECTRÓNICO: DGI@MITYC.ES.

4. Notification Number

2009/420/E – T40T

5. Title

DRAFT ORDER IMPLEMENTING THE PROVISIONS OF ARTICLE 10.7 AND AMENDING ANNEX I OF
ROYAL DECREE 425/2005 OF 15 APRIL ESTABLISHING THE TECHNICAL REQUIREMENTS AND CODE
OF CONDUCT TO BE FOLLOWED BY TECHNICAL CENTRES FOR THE INSTALLATION, VERIFICATION,
CONTROL AND INSPECTION OF DIGITAL TACHOGRAPHS.

6. Products Concerned

PERIODIC INSPECTIONS OF DIGITAL TACHOGRAPHS.

7. Notification Under Another Act

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8. Main Content

KEY WORDS: TECHNICAL CENTRES FOR DIGITAL TACHOGRAPHS.
MEASURES TO PREVENT THE LOSS OF INFORMATION STORED ON SMARTCARDS USED BY
TECHNICAL CENTRES, TO IMPROVE THE TRANSMISSION OF INFORMATION FROM SAID TECHNICAL
CENTRES TO THE RELEVANT AUTHORITIES, TO CHECK COMPLIANCE WITH THE SAFETY
OBJECTIVES ESTABLISHED IN ANNEX IB OF REGULATION (EEC) 3821/85, AND TO UPDATE THE
TECHNICAL REPORT AND REGISTRATION MODELS ESTABLISHED IN ROYAL DECREE 425/2005 OF 15
APRIL.
WITH REFERENCE TO THE SAME MEASURES, TO UPDATE THE REQUIREMENTS FOR TRAINING
STAFF IN TECHNICAL CENTRES AND THE PASSWORD SPECIFICATIONS FOR TECHNICAL CENTRES,
AND TO PROVIDE FOR THE PERIODIC CONTROL AND CALIBRATION OF THE TIMERS USED TO SET
THE ACTUAL TIME DURING PERIODIC CHECKS OF DIGITAL TACHOGRAPHS.



9. Brief Statement of Grounds

THE EUROPEAN COMMISSION RECOMMENDATION OF 23 JANUARY 2009 ON GUIDELINES FOR BEST ENFORCEMENT PRACTICE CONCERNING CHECKS OF RECORDING EQUIPMENT TO BE CARRIED OUT AT ROADSIDE CHECKS AND BY AUTHORISED WORKSHOPS PROVIDES GUIDELINES FOR MEMBER STATES FOR ENSURING THAT THE OPERATION OF DIGITAL TACHOGRAPHS IS NOT AFFECTED BY TAMPERING, AS WELL AS REINFORCING CHECKS ON TECHNICAL CENTRES FOR DIGITAL TACHOGRAPHS.

10. Reference Documents - Basic Texts

REGULATION (EC) 561/2006 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 15 MARCH 2006 ON THE HARMONISATION OF CERTAIN SOCIAL LEGISLATION RELATING TO ROAD TRANSPORT.
• COUNCIL REGULATION (EEC) 3821/85 OF 20 DECEMBER 1985 ON RECORDING EQUIPMENT IN ROAD TRANSPORT.

• COUNCIL REGULATION (EC) NO 2135/98 OF 24 SEPTEMBER 1998 AMENDING REGULATION (EEC) 3821/85 ON RECORDING EQUIPMENT IN ROAD TRANSPORT AND DIRECTIVE 88/599/EEC CONCERNING THE APPLICATION OF REGULATIONS (EEC) 3820/84 AND 3821/85.

• COMMISSION REGULATION (EC) 1360/2002 OF 13 JUNE 2002 ADAPTING FOR THE SEVENTH TIME TO TECHNICAL PROGRESS COUNCIL REGULATION (EEC) 3821/85 ON RECORDING EQUIPMENT IN ROAD TRANSPORT.

• COMMISSION RECOMMENDATION OF 23 JANUARY 2009 (2009/60/EC) ON GUIDELINES FOR BEST ENFORCEMENT PRACTICE CONCERNING CHECKS OF RECORDING EQUIPMENT TO BE CARRIED OUT AT ROADSIDE CHECKS AND BY AUTHORISED WORKSHOPS.

• ROYAL DECREE 425/2006 OF 15 APRIL ESTABLISHING THE TECHNICAL REQUIREMENTS AND CODE OF CONDUCT TO BE FOLLOWED BY TECHNICAL CENTRES FOR THE INSTALLATION, CONTROL AND INSPECTION OF DIGITAL TACHOGRAPHS (NOTIFIED TO THE EUROPEAN COMMISSION UNDER 2004/0035/E).

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

NOT CARRIED OUT.

16. TBT and SPS aspects

A) NO



B) NO

III) THE DRAFT WILL HAVE NO NOTICEABLE EFFECT ON INTERNATIONAL TRADE.

A) NO

B) NO

I) THE DRAFT IS NOT A SANITARY OR PHYTOSANITARY MEASURE PURSUANT TO ANNEX A OF THE SPS AGREEMENT.

III) THE DRAFT WILL HAVE NO NOTICEABLE EFFECT ON INTERNATIONAL TRADE.

CATHERINE DAY
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COMISIÓN EUROPEA

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European Free Trade Association

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Représentation Permanente du Royaume-Uni

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