



Notification Number: 2006/282/E

## **Draft Decree adopting the Technical Regulation implementing provisions on the Promotion of Accessibility and Removal of Architectural Barriers.**

Date received : 13/06/2006

End of Standstill : 14/09/2006

Issue of comments by : Netherlands

### Message

Message 002

Communication from the Commission - SG(2006) D/51334

Directive 98/34/EC

Translation of the message 001

Notification: 2006/0282/E

No abre el plazo - Nezahajuje 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: 200601334.EN)

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

MSG 002 IND 2006 0282 E EN 14-09-2006 13-06-2006 E NOTIF 14-09-2006

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

Spain

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

DIRECCION GENERAL DE ASUNTOS INDUSTRIALES, ENERGETICOS, DE TRANSPORTES,  
COMUNICACIONES Y MEDIO AMBIENTE  
DIRECCION GENERAL DE COORDINACION DEL MERCADO INTERIOR Y OTRAS POLITICAS  
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### 4. Notification Number

2006/0282/E - B20

### 5. Title

Draft Decree adopting the Technical Regulation implementing provisions on the Promotion of Accessibility and Removal of Architectural Barriers.

### 6. Products Concerned

Law No 8 of 22 June 1993, on Promotion of Accessibility and Removal of Architectural Barriers aims to guarantee accessibility to and use of goods and services to all persons with a physical, sensory or mental disability. For this reason this Law has been implemented in aspects relating to accessibility in the field of town planning, the planning of buildings, transport and communications.

### 7. Notification Under Another Act

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### 8. Main Content

The Regulation regulates:

A.- Issues relating to accessibility in town planning, including measures which guarantee accessibility in public spaces, both urban and non-urban, establishing that which is referred to as pedestrian areas, which are defined as public or private areas for community use intended for the transit of persons or the shared transit of persons and vehicles. It also expressly deals with accessibility to car parks and issues relating to street furniture.

B.- Accessibility in buildings, including accessibility measures in public buildings, renovations thereto, furniture and installations therein, including the regulation of toilets and bathrooms, spaces reserved for persons using wheelchairs and the parking of vehicles in these buildings, as in private buildings.

C.- Accessibility to transport, laying down the obligation to approve a plan for the removal of barriers and laying down measures for the removal of barriers in transport infrastructures and in rolling stock.

D.- Measures for the removal of barriers in sensory communication, promoting the drafting of a plan of technical measures in this area.

E.- The possibility of the administration granting the necessary technical measures.

F.- Control measures. Competences are granted, in accordance with their respective fields, both to the



autonomous administration as the municipal administration and the professional colleges. The introduction of adaptation clauses to that laid down in Law No 8/1993 in the specifications of administrative contracts are also included.

G.- The procedure for obtaining accredited technical solutions, in cases in which any particular interested party considers there to be a solution to the specific problem affecting them not already laid down in the Regulation.

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

The Decree shall bring into force the implementing provisions of Law No 8 of 22 June 1993, on Promotion of Accessibility and Removal of Architectural Barriers, with regard to technical accessibility conditions and the elimination of barriers in all town planning applications, activities, transport and buildings.

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

- Law No 13/1982, on the social integration of disabled persons.
- Law No 11 of 6 June 1984, on social services in the Autonomous Community of Madrid.
- Law No 8 of 22 June 1993, on the Promotion of Accessibility and Removal of Architectural Barriers in the Autonomous Community of Madrid.
- Law No 51/2003, on equal opportunities.
- Decree No 153 of 13 November 1997, regulating the fund for the Removal of Barriers and the Promotion of Accessibility.
- Decree No 141 of 30 July 1998, regulating assistance intended for the Removal of Barriers and the Promotion of Technical Assistance.
- Decree No 71 of 20 May 1999, adopting the Regulation implementing the penalty system in the field of the promotion of Accessibility and the Removal of Architectural Barriers for Disabled Persons

### **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

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