



Notification Number: 2009/67/F

## Decree relating to information concerning the prohibition of certain motorised machines from running on public roads

Date received : 02/02/2009

End of Standstill : 04/05/2009

Issue of comments by : Commission

### Message

Message 002

Communication from the Commission - SG(2009) D/50251

Directive 98/34/EC

Translation of the message 001

Notification: 2009/0067/F

No abre el plazo - Nezaahajuje 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: 200900251.EN)

#### 1. Structured Information Line

MSG 002 IND 2009 0067 F EN 04-05-2009 02-02-2009 F NOTIF 04-05-2009

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

Bureau E 3 « Biens de consommation »

Direction générale de la concurrence, de la consommation et de la répression des fraudes



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tél. 01 44 97 28 99 – télécopie : 01 44 97 06 51  
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#### **4. Notification Number**

2009/67/F - T40T

#### **5. Title**

Decree relating to information concerning the prohibition of certain motorised machines from running on public roads

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

Motorcycles, mopeds, motor tricycles and motor quadricycles not subject to type-approval.

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

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

The aim of the present draft decree is to make compulsory the wording "prohibition... from running on public roads", which must appear legibly and visibly on machines referred to in the second indent of Article L. 321-1-1 of the Highway Code (mini-bikes, quad bikes and other motorised vehicles that are not type-approved and which are likely to attain, by virtue of their construction, a speed of 25 km/h), on their packaging, on the enclosed operating instructions and on all publicity relating to these machines, whatever the medium. This wording is attached at their point of sale or place of delivery.

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

The present draft decree is registered within the framework of the corpus of legislation drawn up so as to encompass more effectively the sale and use of motorised machines that are not type-approved (quad bikes, mini-bikes, etc.) which, by their nature, are not intended for use on public roads.

The labelling obligation introduced by this text is designed to ensure, for products that are likely to present a risk under certain conditions, that consumers are given complete information and thus prevent any ambiguity concerning the intended purpose of such machines.

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

- Act no. 2008-491 of 26 May 2008 relating to the conditions for the sale and use of certain motorised machines;
- Consumer Code - Articles L. 214-1 and L.214-2.

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

NO

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

-



**13. Confidentiality**

NO

**14. Fiscal measures**

NO

**15. Impact assessment**

-

**16. TBT and SPS aspects**

TBC aspect

a) NO

b)

iii) The draft will not have any significant impact on international commerce.

SPS aspect

a) NO

b)

i) The draft is not a sanitary or phytosanitary measure in the sense of Annex A to the SPS Agreement.

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Frau MARKL Iris

European Free Trade Association

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Malta standards Authority



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Slovenian Institute for Standardization SIST  
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GROWTH DIRECTORATE-GENERAL

**Single Market for goods**  
Prevention of Technical Barriers

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