

EUROPEAN PARLIAMENT

# Working Documents

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3 October 1983

DOCUMENT 1-779/83

## Report

drawn up on behalf of the Committee on Economic and  
Monetary Affairs

on the proposal from the Commission of the European  
Communities for a Council directive on the approximation  
of the laws of the Member States relating to the roll-  
over protection structures (rear-mounted rollbar, frame  
or cab type) of narrow-track wheeled agricultural or  
forestry tractors

Rapporteur: Mr K. NYBORG



By letter of 25 April 1983, the President of the Council of the European Communities requested the European Parliament, pursuant to Article 100 of the EEC Treaty, to deliver an opinion on the proposal from the Commission of the European Communities for a Council directive on the approximation of the laws of the Member States relating to the roll-over protection structures (rear-mounted rollbar, frame or cab type) of narrow-track wheeled agricultural or forestry tractors (Doc. 1-251/83).

The President of the European Parliament referred this proposal to the Committee on Economic and Monetary Affairs as the committee responsible and to the Committee on Transport and the Committee on the Environment, Public Health and Consumer Protection for their opinions.

At its meeting of 26 May 1983, the Committee on Economic and Monetary Affairs appointed Mr NYBORG rapporteur.

At its meeting of 27 September 1983 the Committee on Economic and Monetary Affairs unanimously adopted the Commission's proposal and the motion for a resolution. The committee also decided to request application of Rule 34 of the Rules of Procedure (procedure without debate).

The following took part in the vote: Mr Moreau, chairman; Mr Nyborg, rapporteur; Mr de Ferranti, Mr Herman, Mr Leonardi, Mr Nielsen, Mr Nordmann, Mr Papantoniou, Mr Purvis (deputizing for Mr Welsh), Mr Rogalla (deputizing for Mr Ruffolo), Mr van Rompuy, Mr Wagner, Mr Wedekind (deputizing for Mr Schnitker) and Mr von Wogau.

The opinions of the Committee on Transport and the Committee on the Environment, Public Health and Consumer Protection are attached.

The report was tabled on 29 September 1983.

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The Committee on Economic and Monetary Affairs hereby submits to the European Parliament the following motion for a resolution together with explanatory statement:

MOTION FOR A RESOLUTION

closing the procedure for consultation of the European Parliament on the proposal from the Commission of the European Communities for a Council directive on the approximation of the laws of the Member States relating to the roll-over protection structures (rear-mounted rollbar, frame or cab type) of narrow-track wheeled agricultural or forestry tractors

The European Parliament,

- having regard to the proposal from the Commission<sup>1</sup>;
- having been consulted by the Council (Doc. 1-251/83);
- having regard to the report of the Committee on Economic and Monetary Affairs and the opinions of the Committee on Transport and the Committee on the Environment, Public Health and Consumer Protection (Doc. 1-779/83);
- having regard to the result of the vote on the Commission's proposal;

1. Endorses the Commission's proposal;
2. Instructs its President to forward to the Council and Commission as Parliament's opinion, the Commission's proposal as voted by Parliament and the corresponding resolution.

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<sup>1</sup>OJ No. C 123, 9 May 1983, p. 1

## B. EXPLANATORY STATEMENT

The Commission's proposal should be seen as part of the type-approval procedure for tractors covered by Directive 74/150/EEC, with special reference to vineyard tractors. The proposal concerns roll-over protection structures mounted behind the driver's seat; a second proposal concerning roll-over protection structures mounted in front of the driver's seat will follow at a later date. Besides removing technical barriers to trade in this area, the objective of the proposal is to increase safety. Article 10 of the proposed directive therefore stipulates that the tractors concerned must be fitted with a roll-over protection structure.

The Commission's proposal to issue two separate directives on roll-over protection structure depending on whether these are mounted in front of or behind the driver's seat would seem to require an amendment to Article 10 of the proposed directive as this states that tractors shall be fitted with protection structures in compliance with Annexes I-IV of the present directive or with Directives 77/536/EEC or 79/622/EEC. There must, of necessity, be reference to the proposed subsequent directive concerning protection structures mounted in front of the driver's seat since, otherwise, the narrow-track tractors in question may be approved only if the protection structure is mounted behind the driver's seat.

OPINION OF THE COMMITTEE ON TRANSPORT

Letter from the chairman to Mr J. MOREAU, chairman of the Committee on Economic and Monetary Affairs

Subject: Proposal from the Commission of the European Communities to the Council for a directive on the approximation of the laws of the Member States relating to the roll-over protection structures (rear-mounted rollbar, frame or cab type) of narrow-track wheeled agricultural or forestry tractors (Doc. 1-251/83 - COM(83) 167 final)

Dear Mr Chairman,

On 16 May 1983 the Committee on Transport was asked to deliver an opinion on the proposal for a directive referred to above.

This proposal, which comes within the framework of implementation of the Council directive of 4 March 1974 on the harmonization of the laws of the Member States relating to the type-approval of wheeled agricultural or forestry tractors, aims to increase road and working safety and also to remove any barriers to intra-Community trade by means of specific harmonization measures with regard to the roll-over protection structures of such vehicles.

The Committee on Transport notes with satisfaction that in its explanatory memorandum to the proposal for a directive the Commission states explicitly that 'in particular' the aim of the proposed provisions is safety.

You are aware that the Committee on Transport not only attaches great importance to improved road safety but also accords high priority to the Community's efforts to achieve this objective. In this context I would like to draw your attention to the own-initiative report on this subject by Mr Pierre BAUDIS (PE 86.200) that is being considered at present by the committee.

With regard to the actual content of the proposed provisions, the Committee on Transport has no particular comments to make and would like you to consider this letter as its opinion, adopted on 20 September 1983 unanimously<sup>1</sup>.

Yours sincerely,

Horst SEEFELD

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<sup>1</sup> The following took part in the vote: Mr Seefeld, chairman; Mr Carossino and Mr Kaloyannis, vice-chairmen; Mr Albers, Mr Buttafuoco, Mr Cardia, Mr Janssen van Raay (deputizing for Mr Vandewiele), Mr Klinkenborg, Mr Martin, Mr Moreland, Mr Nikolaou (deputizing for Mr Gabert), Mr O'Donnell and Mr Scamaroni.



OPINION OF THE COMMITTEE ON THE ENVIRONMENT, PUBLIC HEALTH AND  
CONSUMER PROTECTION

Letter from the chairman of the committee to Mr J. MOREAU, chairman of the Committee on Economic and Monetary Affairs

Subject: Proposal for a Council directive on the approximation of the laws of the Member States relating to the roll-over protection structures (rear-mounted rollbar, frame or cab type) of narrow-track wheeled agricultural tractors (COM(83) 167 final)

Proposal for a Council directive on the approximation of the laws of the Member States relating to the power take-offs of wheeled agricultural and forestry tractors and their protection (COM(83) 269 final)

Dear Mr Chairman,

At its meeting of 22 September 1983 the Committee on the Environment, Public Health and Consumer Protection considered the abovementioned proposals.

The purpose of the draft directives based on Article 100 of the EEC Treaty is not only to remove the barriers to trade that result from the differences in national legislation but also to ensure road and working safety throughout the Community.

The proposals are in line with the type approval procedure for tractors laid down in Directive 74/150/EEC. The principles of accident prevention in respect of the design and manufacture of machines, equipment and tools, including agricultural machinery, are set out in the Community programme on safety and health at work (OJ No. C 165, 11.7.1978).

The committee is in full agreement with these proposals and hopes that a proposal applying similar provisions to the manufacture of narrow-track agricultural and forestry tractors with protection structures consisting of two pillars mounted in front of the driver's seat, will be submitted at an early date.

Please consider this letter as the opinion of the Committee on the Environment, Public Health and Consumer Protection.

Yours sincerely,

p.p. A. E. Schmid-Colmjon  
First Secretary

K. COLLINS  
Chairman

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The following took part in the vote: Mr Collins, chairman; Mr Ryan, vice-chairman; Mr Alber, Mr Berkhouwer, Mr Forth, Mr Ghergo, Mr Mertens (deputizing for Mr Del Duca), Mrs Schleicher, Mrs Siebel-Emmerling and Mrs Spaak.