



EUROPEAN PARLIAMENT

2009 - 2014

Plenary sitting

A7-0349/2011

14.10.2011

*****I**

REPORT

on the proposal for a directive of the European Parliament and of the Council
relating to tyres for motor vehicles and their trailers and to their fitting
(codified text)
(COM(2011)0120 – C7-0071/2011 – 2011/0053(COD))

Committee on Legal Affairs

Rapporteur: Antonio López-Istúriz White

(Codification – Rule 86 of the Rules of Procedure)

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the proposal for a directive of the European Parliament and of the Council relating to tyres for motor vehicles and their trailers and to their fitting (codified text)
(COM(2011)0120 – C7-0071/2011 – 2011/0053(COD))**

(Ordinary legislative procedure – codification)

The European Parliament,

- having regard to the Commission proposal to the European Parliament and the Council (COM(2011)0120),
 - having regard to Article 294(2) and Article 114 of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0071/2011),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the European Economic and Social Committee of 15 June 2011¹,
 - having regard to the Interinstitutional Agreement of 20 December 1994 – Accelerated working method for official codification of legislative texts²,
 - having regard to Rules 86 and 55 of its Rules of Procedure,
 - having regard to the report of the Committee on Legal Affairs (A7-0349/2011),
- A. whereas, according to the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission, the proposal in question contains a straightforward codification of the existing texts without any change in their substance,
1. Adopts its position at first reading, taking over the Commission proposal as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission;
 2. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

¹ OJ C 248, 25.8.2011, p. 153.

² OJ C 102, 4.4.1996, p. 2.

ANNEX: OPINION OF THE CONSULTATIVE WORKING PARTY OF THE LEGAL SERVICES OF THE EUROPEAN PARLIAMENT, THE COUNCIL AND THE COMMISSION



CONSULTATIVE WORKING PARTY
OF THE LEGAL SERVICES

Brussels, 18 July 2011

OPINION

**FOR THE ATTENTION OF THE EUROPEAN PARLIAMENT
THE COUNCIL
THE COMMISSION**

**Proposal for a directive of the European Parliament and of the Council relating to tyres for motor vehicles and their trailers and to their fitting (codified text)
COM(2011)0120 of 11.3.2011 – 2011/0053(COD)**

Having regard to the Inter-institutional Agreement of 20 December 1994 on an accelerated working method for official codification of legislative texts, and in particular to point 4 thereof, the Consultative Working Party consisting of the respective legal services of the European Parliament, the Council and the Commission met on 17 March, 18 May and 23 June 2011 for the purpose of examining, among others, the aforementioned proposal submitted by the Commission.

At those meetings¹, an examination of the proposal for a directive of the European Parliament and of the Council codifying Council Directive 92/23/EEC of 31 March 1992 relating to tyres for motor vehicles and their trailers and to their fitting resulted in the Consultative Working Party's establishing, by common accord, as follows.

- 1) In the list of annexes, the acronyms "(LI)" and "(KG)" were added in the title of Appendix 2 to Annex II. The adding of those two acronyms constitutes an adaptation to the existing text of the list of annexes of Directive 92/23/EEC, which should have been identified by using the appropriate adaptation markers.
- 2) In the English language version of the draft codified text, in Annex II, Appendix 5, Part B, Table 8, in the place of the figure "330" the fifth line should have contained the figure "305", which appeared in the corresponding text as published at page 126 of the English language version of OJ L 129 of 14.5.1992.
- 3) In point 1.1.3 of Appendix 1 to Annex V, the expression "CC" should have been identified

¹ The Consultative Working Party had at its disposal 22 language versions of the proposal and worked on the basis of the English version, being the master-copy language version of the text under discussion.

with adaptation markers.

4) In point 4.3 of Appendix 1 to Annex V, the Greek letter " θ " appearing in the introductory wording should have been identified with adaptation markers.

In consequence, examination of the proposal has enabled the Consultative Working Party to conclude, without dissent, that the proposal is a straightforward codification of existing texts, without any change in their substance.

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PROCEDURE

Title	Tyres for motor vehicles and their trailers (Codification)
References	COM(2011)0120 – C7-0071/2011 – 2011/0053(COD)
Date submitted to Parliament	11.3.2011
Committee responsible Date announced in plenary	JURI 24.3.2011
Rapporteur(s) Date appointed	Antonio López-Istúriz White 24.5.2011
Date adopted	11.10.2011
Date tabled	14.10.2011