**Information procedure — Technical rules**

(2006/C 18/06)

(Text with EEA relevance)


Notifications of draft national technical rules received by the Commission

<table>
<thead>
<tr>
<th>Reference (1)</th>
<th>Title</th>
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<tr>
<td>2005/0690/D</td>
<td>BNetzA SSB FE-OE 017 Interface description for radio relay equipment in the fixed radio service in the 58 GHz band</td>
<td>9.3.2006</td>
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<tr>
<td>2005/0691/D</td>
<td>BnetzA SSB FE-OE 019 Interface description for point-to-point digital radio relay equipment in the fixed radio service in the 52 GHz band</td>
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<td>2005/0692/I</td>
<td>Draft Legislative Decree amending and supplementing Legislative Decree No 82 of 7 March 2005 on the 'Digital Administration Code'</td>
<td>10.3.2006</td>
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<td>2005/0694/DK</td>
<td>Danish Radio Interface No 00 007 for low-power radio equipment for local area networks in the 5 GHz frequency band</td>
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<tr>
<td>2005/0695/UK</td>
<td>IR 2045 — UK Interface Requirement 2045 (Version 1.1) for Concurrent Spectrum Access</td>
<td>13.3.2006</td>
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<tr>
<td>2005/0698/SK</td>
<td>Technical, design and operating requirements for connection to the transmission system (Slovak Electricity Transmission System Joint Stock Company, Bratislava)</td>
<td>15.3.2006</td>
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<tr>
<td>2005/0702/NL</td>
<td>Regulation implementing the energy investment allowance, with Energy List 2006</td>
<td>15.3.2006 (†)</td>
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<td>2005/0703/F</td>
<td>Order adopting the safety regulation to counter the risks of fire and panic in penal establishments</td>
<td>15.3.2006</td>
</tr>
<tr>
<td>Reference</td>
<td>Title</td>
<td>End of three-month standstill period</td>
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<tr>
<td>2005/0704/HU</td>
<td>The Draft amending Law XXXI of 1996 (hereinafter referred to as: LFP) on procedures for the provisions of fire protection, technical salvage operations and fire brigades</td>
<td>16.3.2006</td>
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<tr>
<td>2005/0705/HU</td>
<td>Governmental Decree No ...(2005, ......) amending the Governmental Decree No 53/2003, (11 April) on exemptions from the environmental product tariff and on conditions of reclaiming and taking over environmental product tariffs as well as on import conditions of used tyres</td>
<td>(4)</td>
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<tr>
<td>2005/0706/F</td>
<td>Order adopting the safety regulation to counter the risks of fire and panic in covered carparks</td>
<td>16.3.2006</td>
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<td>2005/0707/B</td>
<td>Programme Law (Title VII — Chapter 5)</td>
<td>(4)</td>
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<td>2005/0711/P</td>
<td>Repeal of the prohibition on affixing coloured films to the windows of motor vehicles and their trailers as laid down by Article 2(1) of Decree-Law No 40 of 11 March 2003</td>
<td>17.3.2006</td>
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<tr>
<td>2005/0712/P</td>
<td>Affixing coloured films to the windows of passenger or goods vehicles</td>
<td>17.3.2006</td>
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<tr>
<td>2005/0713/NL</td>
<td>Regulation by the Secretary of State for Housing, Planning and the Environment regulating the designation of investments that are in the interest of the Dutch environment (Designation Regulation on the random depreciation of and investment allowance for environmental investments 2006)</td>
<td>(4)</td>
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<td>2005/0714/F</td>
<td>Draft Order on nutritional substances which can be used to fortify edible salt</td>
<td>20.3.2006</td>
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<td>2005/0715/S</td>
<td>Draft administrative provisions and general guidance of the Swedish Maritime Authority (SJÖFS 2003:5) on the safety of navigation and navigational equipment</td>
<td>20.3.2006</td>
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<td>2005/0716/I</td>
<td>Draft Decree of the Minister for Agriculture and Forestry in concert with the Minister for Production Activities on the origin and provenance of fresh tomatoes used in the production of ‘Tomato passata’</td>
<td>20.3.2006</td>
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<td>2005/0717/I</td>
<td>Regulation on the hygiene control of aluminium materials and items intended to come into contact with foodstuffs</td>
<td>20.3.2006</td>
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<td>2005/0718/F</td>
<td>Draft Decree on salt for human consumption</td>
<td>20.3.2006</td>
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<tr>
<td>2005/0719/DK</td>
<td>Guideline of 27 May 2005 on the labelling of fresh poultry meat with guidance on good culinary hygiene</td>
<td>20.3.2006</td>
</tr>
<tr>
<td>2005/0720/B</td>
<td>Royal Decree on the microbiological criteria applicable to foodstuffs</td>
<td>21.3.2006</td>
</tr>
<tr>
<td>Reference (1)</td>
<td>Tale</td>
<td>End of three-month standstill period (2)</td>
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<tr>
<td>2005/0724/E</td>
<td>Draft Royal Decree approving the quality standards for cheese and processed cheese</td>
<td>21.3.2006</td>
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<tr>
<td>2005/0725/NL</td>
<td>Dutch radio interfaces</td>
<td>21.3.2006</td>
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<tr>
<td>2005/0727/NL</td>
<td>Regulation by the State Secretary for Housing, Planning and the Environment governing new regulations to prevent leakage from primary refrigerants during the use of, or maintenance activities on, cooling units and, in this connection, an amendment to the Regulation on leaktightness regulations for cooling units 1997 (Regulation on leaktightness during the use of cooling units under the Environmentally Hazardous Substances Act 2006)</td>
<td>22.3.2006</td>
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<tr>
<td>2005/0728/CZ</td>
<td>Draft Decree amending Decree No. 333/1997 Coll., which implements Section 18(a), (d), (h), (i), (j) and (k) of Act No. 110/1997 Coll. on foodstuffs and tobacco products and amending certain associated Acts, for milled corn products, pasta, bakery products and confectionery products and pastries, as amended by Decree No. 93/2000 Coll.</td>
<td>22.3.2006</td>
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<tr>
<td>2005/0730/E</td>
<td>Royal Decree regulating the State metrological control of measurement equipment</td>
<td>23.3.2006</td>
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<td>2005/0731/UK</td>
<td>The Measuring Instruments (Gas Meters) Regulations 2006</td>
<td>23.3.2006</td>
</tr>
<tr>
<td>2005/0733/D</td>
<td>Order on electronic legal transactions at the local courts in the Land of North Rhine-Westphalia in matters relating to the register of companies and the register of cooperative societies</td>
<td>24.3.2006</td>
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<tr>
<td>2005/0734/LV</td>
<td>Draft Cabinet Regulation ‘Regulations on the circulation of erotic and pornographic materials’</td>
<td>29.3.2006</td>
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<tr>
<td>2005/0735/FIN</td>
<td>Council of State Decree concerning the recovery of certain wastes in earth construction</td>
<td>29.3.2006</td>
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<tr>
<td>2005/0736/NL</td>
<td>Decree laying down again the amendment to the Building Decree 2003 (amendment regarding the tightening-up of the energy performance coefficient for residences and certain other amendments)</td>
<td>29.3.2006</td>
</tr>
<tr>
<td>2005/0737/LV</td>
<td>Regulations for the technical inspection of tractors and trailers thereof, and technical control on roads</td>
<td>29.3.2006</td>
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<tr>
<td>2005/0738/D</td>
<td>Specimen guideline on fire protection requirements for conduits (Specimen Guideline on Conduits) [German designation: MLAR], issued 17 November 2005</td>
<td>30.3.2006</td>
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<tr>
<td>2005/0739/S</td>
<td>Draft Road Tax Act</td>
<td>(5)</td>
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</tbody>
</table>

(1) Year — registration number — Member State of origin.

(2) Period during which the draft may not be adopted.

(3) No standstill period since the Commission accepts the grounds of urgent adoption invoked by the notifying Member State.

(4) No standstill period since the measure concerns technical specifications or other requirements or rules on services linked to fiscal or financial measures, pursuant to the third indent of the second paragraph of Article 1(11) of Directive 98/34/EC.

(5) Information procedure closed.
The Commission draws attention to the judgement delivered on 30 April 1996 in the ‘CIA Security’ case (C-194/94 — ECR I, p. 2201), in which the Court of Justice ruled that Articles 8 and 9 of Directive 98/34/EC (formerly 83/189/EEC) are to be interpreted as meaning that individuals may rely on them before national courts which must decline to apply a national technical regulation which has not been notified in accordance with the Directive.

This judgement confirms the Commission’s communication of 1 October 1986 (OJ C 245, 1.10.1986, p. 4).

Accordingly, breach of the obligation to notify renders the technical regulations concerned inapplicable, and consequently unenforceable against individuals.

For more information on the notification procedure, please write to:
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B–1049 Brussels
e-mail: Dir83-189-Central@cec.eu.int

Also consult the website: http://europa.eu.int/comm/enterprise/iris/

If you require any further information on these notifications, please contact the national departments listed below:
LIST OF NATIONAL DEPARTMENTS RESPONSIBLE FOR THE MANAGEMENT OF DIRECTIVE 98/34/EC

BELGIUM

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