DECISIONS

COMMISSION DECISION

of 14 July 2011

correcting Directive 2010/19/EU amending, for the purposes of adaptation to technical progress in the field of spray-suppression systems of certain categories of motor vehicles and their trailers, Council Directive 91/226/EEC, and Directive 2007/46/EC of the European Parliament and of the Council as regards the amendment of the Annexes to Directive 2007/46/EC

(Text with EEA relevance)

(2011/415/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2007/46/EC of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive) ([1]), and in particular Article 39(2) thereof,

Whereas:

(1) An error has occurred in the adoption of Commission Directive 2010/19/EU of 9 March 2010 amending, for the purposes of adaptation to technical progress in the field of spray-suppression systems of certain categories of motor vehicles and their trailers, Council Directive 91/226/EEC and Directive 2007/46/EC of the European Parliament and of the Council ([2]). Directive 2010/19/EU introduced harmonised requirements with regard to spray-suppression for all vehicle categories covered by Council Directive 91/226/EEC ([3]). Accordingly, Annexes IV and XI to Directive 2007/46/EC were also amended in that Directive for the purposes of adaptation to technical progress. As those Annexes have already been replaced by Commission Regulation (EC) No 1060/2008 of 7 October 2008 replacing Annexes I, III, IV, VI, VII, XI and XV to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive) ([4]) and amended by several regulations, their subsequent amendments should also have been done by means of a regulation. It is therefore appropriate, in the interest of legal clarity, to correct Directive 2010/19/EU.

(2) Article 2 of Directive 2010/19/EU should therefore be deleted.

(3) The measures provided for in this decision are in accordance with the opinion of the Technical Committee – Motor Vehicles,

HAS ADOPTED THIS DECISION:

Article 1

Article 2 of Directive 2010/19/EU is deleted.

Article 2

This Decision shall enter into force on the day following its publication in the *Official Journal of the European Union*.

Done at Brussels, 14 July 2011.

For the Commission

The President

José Manuel BARROSO

([1]) OJ L 263, 9.10.2007, p. 1.
([2]) OJ L 72, 20.3.2010, p. 17.
([3]) OJ L 103, 23.4.1991, p. 5.
([4]) OJ L 292, 31.10.2008, p. 1.