

Information procedure — technical regulations

(96/C 349/02)

(Text with EEA relevance)

- Directive 83/189/EEC of 28 March 1983 laying down a procedure for the provision of information in the field of technical standards and regulations (OJ No L 109, 26. 4. 1983, p. 8).
- Directive 88/182/EEC of 22 March 1988 amending Directive 83/189/EEC (OJ No L 81, 26. 3. 1988, p. 75).
- Directive 94/10/EC of the European Parliament and the Council of 23 March 1994 materially amending for the second time Directive 83/189/EEC (OJ No L 100, 19. 4. 1994, p. 30).

Notifications of draft national technical regulations received by the Commission.

Reference ⁽¹⁾	Title	End of three-month standstill period ⁽²⁾
96/386/A	Order of the Federal Minister for Science, Transport and Art regarding the transporting of dangerous goods on waterways	6. 1. 1997
96/387/DK	Order of the Minister for Energy and the Environment amending the Order on packaging for beer and soft drinks	6. 1. 1997
96/388/DK	Order of the Ministry of Energy and the Environment on certain requirements for packaging	6. 1. 1997
96/389/DK	(Danish) Ministry for Energy and the Environment Order on the disposal, regulation and registration of waste. (Provisions -3 paragraph 1, Nos. 3, 4 and 5, -6 paragraph 1 letter f, -13, -22 paragraph 2, -23 paragraphs 1 and 2, paragraph 3 letters f, g and i, -30 paragraphs 4-8 and 10-12, -33 paragraph 2, -38, -39, -40, -63)	6. 1. 1997
96/390/D	Approval Regulation BAPT 222 ZV 21 for base stations for the regional radio-paging service	6. 1. 1997
96/391/UK	The Fresh Meat (Beef Controls) (No 2) (Amendment) Regulations 1996	⁽³⁾
96/392/A	Order of the Federal Minister for Science, Transport and the Arts on the declaration of compliance with Technical Regulations of terminal devices by the manufacturer (Order on Manufacturers Declarations on Terminal Devices)	16. 1. 1997
96/393/UK	The Fresh Meat (Beef Controls) (Amendment) Regulations (Northern Ireland) 1996	⁽³⁾
96/394/E	Draft Royal Decree approving the 'Instructions for the acceptance of cements. (RC-96)'	17. 1. 1997
96/395/NL	Regulation containing measuring equipment provisions of the vehicle regulation draft entitled 'Specific requirements regarding exhaust fume test equipment'	10. 1. 1997
96/396/NL	Draft Order on bulb-planting areas which do not contain any fertilizer, crop or crop-protecting agent	10. 1. 1997
96/397/S	Ordinance of the National Maritime Administration containing provisions concerning stability requirements for ro-ro passenger vessels	13. 1. 1997
96/398/S	Regulations amending the National Electrical Safety Board's regulations (ELSAEK 1994:7) on the design and maintenance of electrical heavy current installations	13. 1. 1997
96/399/I	Decree governing dyeing of diesel oil for heating applications with sulphur content greater than 0,05 % (weight)	24. 1. 1997
96/400/UK	The draft welfare of animals during transport order 1996 (part)	10. 1. 1997
96/401/I	First draft of the Draft Legislative Decree for the assimilation of Council Directive 91/156/EEC of 18 March 1991 on waste, Council Directive 91/689/EEC of 12 December 1991 on dangerous waste and European Parliament and Council Directive 94/62/EEC of 20 December 1994 on packaging and waste packaging.	17. 1. 1997

⁽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 linked to fiscal or financial measures, pursuant to the third indent of the second paragraph of Article 1 (9) of Directive 93/189/EEC.

⁽⁵⁾ Information procedure closed.

The Commission draws attention to the judgment given on 30 April 1996 in the 'CIA Security' case (C-194/94), in which the Court of Justice ruled that Articles 8 and 9 of Directive 83/189/EEC are to be interpreted as meaning that individuals may rely on them before the national court which must decline to apply a national technical regulation which has not been notified in accordance with the Directive.

This judgment confirms the Commission's communication of 1 October 1986 (OJ No C 245, 1. 10. 1986, p. 4).

Accordingly, breach of the obligation to notify renders the technical regulations concerned inapplicable, so that they are unenforceable against individuals.

Information on these notifications can be obtained from the national administrations, a list of which was published in *Official Journal of the European Communities* No C 324 of 30 October 1996.

Recapitulation of current tenders, published in the *Supplement to the Official Journal of the European Communities*, financed by the European Community under the European Development Fund (EDF) or the European Communities budget

(week: 12 to 16 November 1996)

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Invitation to tender No	Number and date of 'S' Journal	Country	Subject	Final date for submission of bids
IB/APS/016	S 220, 13. 11. 1996	Belgium	B-Brussels: cooperation in the audio-visual sector	6. 12. 1996
IB/AMS/011	S 220, 13. 11. 1996	Belgium	B-Brussels: cooperation programme with the Republic of Colombia	6. 12. 1996
IB/AMS/053	S 220, 13. 11. 1996	Belgium	B-Brussels: programme involving the fight against poverty	6. 12. 1996
4191	S 220, 13. 11. 1996	Botswana	BW-Gaborone: building construction and associated works	12. 2. 1997
4167	S 220, 13. 11. 1996	Uganda	UG-Kampala: road maintenance plant	14. 2. 1997