


# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed <a href="#">2003/0059(COD)</a>
Road safety: two-wheel motor vehicles, requirements for stands (repeal Directive 93/31/EEC). Codification Repealed by <a href="#">2010/0271(COD)</a>	
Subject 3.40.03 Motor industry, cycle and motorcycle, commercial and agricultural vehicles	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>JURI</b> Legal Affairs		10/07/2007
		PPE-DE <a href="#">MAYER Hans-Peter</a>	
	Former committee responsible		07/07/2003
	<b>JURI</b> Legal Affairs and Internal Market		
		PPE-DE <a href="#">GARGANI Giuseppe</a>	
	Former committee for opinion		
	<b>RETT</b> Regional Policy, Transport and Tourism	The committee decided not to give an opinion.	
Council of the European Union	Council configuration	Meeting	Date
	<a href="#">Economic and Financial Affairs ECOFIN</a>	<a href="#">2954</a>	07/07/2009
European Commission	Commission DG	Commissioner	
	<a href="#">Legal Service</a>	BARROSO José Manuel	

Key events			
27/03/2003	Initial legislative proposal published	<a href="#">COM(2003)0147</a>	Summary
07/04/2003	Committee referral announced in Parliament, 1st reading		
07/10/2003	Vote in committee, 1st reading		Summary
06/10/2003	Committee report tabled for plenary, 1st reading	<a href="#">A5-0340/2003</a>	
21/10/2003	Decision by Parliament, 1st reading	<a href="#">T5-0433/2003</a>	Summary
01/06/2006	Legislative proposal published	<a href="#">COM(2006)0262</a>	Summary
02/06/2006	Formal consultation of Parliament		
11/09/2007	Vote in committee, 1st reading		Summary
18/09/2007	Committee report tabled for plenary, 1st reading	<a href="#">A6-0332/2007</a>	
25/09/2007	Results of vote in Parliament		

25/09/2007	Decision by Parliament, 1st reading	<a href="#">T6-0395/2007</a>	Summary
07/07/2009	Act adopted by Council after Parliament's 1st reading		
09/07/2009	End of procedure in Parliament		
13/07/2009	Final act signed		
03/09/2009	Final act published in Official Journal		

### Technical information

Procedure reference	2003/0059(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Codification
Legislative instrument	Directive
	Repealed by <a href="#">2010/0271(COD)</a>
Legal basis	EC Treaty (after Amsterdam) EC 095
Stage reached in procedure	Procedure completed
Committee dossier	JURI/5/19403; JURI/6/42518

### Documentation gateway

Initial legislative proposal	<a href="#">COM(2003)0147</a>	28/03/2003	EC	Summary
Economic and Social Committee: opinion, report	<a href="#">CES0946/2003</a> <a href="#">OJ C 234 30.09.2003, p. 0020</a>	16/07/2003	ESC	
Committee draft report	PE332.574	31/07/2003	EP	
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0340/2003</a>	07/10/2003	EP	
Text adopted by Parliament, 1st reading/single reading	<a href="#">T5-0433/2003</a> OJ C 082 01.04.2004, p. 0024-0067 E	21/10/2003	EP	Summary
Legislative proposal	<a href="#">COM(2006)0262</a>	02/06/2006	EC	Summary
Committee draft report	PE382.271	23/11/2006	EP	
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A6-0332/2007</a>	18/09/2007	EP	
Text adopted by Parliament, 1st reading/single reading	<a href="#">T6-0395/2007</a>	25/09/2007	EP	Summary
Draft final act	<a href="#">03625/2008/LEX</a>	13/07/2009	CSL	

### Additional information

National parliaments	<a href="#">IPEX</a>
European Commission	<a href="#">EUR-Lex</a>

### Final act

[Directive 2009/78](#)  
[OJ L 231 03.09.2009, p. 0008](#) Summary

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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**PURPOSE:** to codify the European Directive on stands for two-wheel motor vehicles. **CONTENT:** in the interests of transparency the Commission has adopted a policy whereby legislation with more than ten amendments scattered across various documents should be simplified through a codification procedure. The purpose of this proposal therefore is to undertake codification of Council Directive on stands for two-wheel vehicles. The Directive will supersede all existing acts on two wheel motor vehicles. The proposal fully preserves the contents of the acts being codified and is drawn up on the basis of preliminary consultations in all of the official languages. Where the Articles have been given new numbers the correlation between the old and the new numbers is shown in a table contained in Annex III to the codified Directive.?

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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The committee adopted the report by its chairman, Giuseppe GARGANI (EPP-ED, I) approving the codification proposal unamended at 1st reading (codecision procedure).?

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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The European Parliament adopted a resolution drafted by Giuseppe GARGANI (EPP-ED, Italy) and approved the Commission's proposal.?

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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To recall, on 28 March 2003, the Commission presented a proposal for a European Parliament and Council Directive codifying Council Directive 93/31/EEC of 14 June 1993 on stands for two-wheel motor vehicles. In its opinion of 26 June 2003 the Consultative Working Party of the legal services set up under the Interinstitutional Agreement of 20 December 1994 on an accelerated working method for official codification of legislative texts has stated that the above proposal does indeed confine itself to straightforward codification, without any substantive changes to the acts covered by it.

In view of the work already carried out in the Council on the proposal referred to at point 1, the Commission has decided to present ? in accordance with Article 250(2) of the EC Treaty ? an amended proposal for codification of the Directive in question.

This amended proposal also takes account of the purely formal or editorial changes proposed by the Consultative Working Party of Legal Services, where these are considered justified. This amended proposal also includes corrigenda to Directive 93/31/EEC.

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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The Committee on Legal Affairs adopted the report by Hans-Peter MAYER (EPPE-ED, DE) approving without amendment ? in the 1st reading of the co-decision procedure ? the proposal for a directive of the European Parliament and of the Council on stands for two-wheel motor vehicles (codified version).

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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The European Parliament adopted the report by Hans-Peter MAYER (EPP-ED, DE) approving without amendment the proposal for a directive of the European Parliament and of the Council on stands for two-wheel motor vehicles (codified version).

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## Road safety: two-wheel motor vehicles, requirements for stands (repeal. Directive 93/31/EEC). Codification

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**PURPOSE:** to codify the EU Directive on stands for two-wheel motor vehicles.

**LEGISLATIVE ACT:** Directive 2009/78/EC of the European Parliament and of the Council on stands for two-wheel motor vehicles (codified version).

**CONTENT:** Council Directive 93/31/EEC of 14 June 1993 on stands for two-wheel motor vehicles has been substantially amended. Thus, in the interests of clarity and rationality the said Directive should be codified.

Directive 93/31/EEC is one of the separate Directives of the EC type-approval system provided for in Council Directive 92/61/EEC relating to the type-approval of two or three-wheel motor vehicles, as replaced by Directive 2002/24/EC relating to the type-approval of two or three-wheel motor vehicles, and lays down technical prescriptions concerning the design and construction of two-wheel motor vehicles as regards their stands. These technical prescriptions concern the approximation of the laws of the Member States to allow for the EC type-approval procedure provided for in Directive 2002/24/EC to be applied in respect of each type of vehicle. Consequently the provisions laid down in Directive 2002/24/EC relating to vehicle systems, components and separate technical units apply to this Directive.

Since the objective of this Directive, namely the granting of EC component type-approval in respect of the stand for a type of two-wheel motor vehicle, cannot be sufficiently achieved by the Member States and can therefore, by reason of the scale and effects of the action, be better achieved at Community level, the Community may adopt measures, in accordance with the principle of subsidiarity as set out in the Treaty. In accordance with the principle of proportionality, this Directive does not go beyond what is necessary in order to achieve that objective.

Under this Directive, Member States may not, on grounds relating to stands, refuse to grant EC type-approval for a type of two-wheel motor vehicle or prohibit the registration, sale or entry into service of two-wheel motor vehicles, if the stands of those vehicles comply with the requirements of this Directive. However, Member States shall refuse to grant EC type-approval for any new type of two-wheel motor vehicle on grounds relating to stands if the requirements of this Directive are not fulfilled.

Lastly, this Directive shall apply to stands for all types of two-wheel motor vehicles as referred to in Directive 2002/24/EC. It shall be without prejudice to the obligations of the Member States relating to the time-limits for transposition into national law and application of the Directives set out in Annex II, Part B.

ENTRY INTO FORCE: 23/09/2009.

APPLICATION: 01/01/2010.