



# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure lapsed or withdrawn
Health, safety and hygiene: minimum requirements for transport activities	
Subject 3.20.10 Transport undertakings, transport industry employees	

Key players	
European Parliament	
Council of the European Union	

Key events			
15/11/1992	Legislative proposal published	COM(1992)0234	Summary
18/12/1992	Committee referral announced in Parliament, 1st reading		
01/07/1993	Vote in committee, 1st reading		Summary
30/06/1993	Committee report tabled for plenary, 1st reading	A3-0224/1993	
12/07/1993	Debate in Parliament		Summary
14/07/1993	Debate in Parliament		Summary
14/07/1993	Decision by Parliament, 1st reading	T3-0423/1993	Summary
30/09/1993	Modified legislative proposal published	COM(1993)0421	Summary
01/09/1999	Vote in committee, 1st reading		
31/08/1999	Committee report tabled for plenary confirming Parliament's position	<a href="#">A5-0006/1999</a>	
16/09/1999	Decision by Parliament, 1st reading	<a href="#">T5-0012/1999</a>	Summary
11/12/2001	End of procedure in Parliament		
11/12/2001	Additional information		Summary

Technical information	
Procedure reference	1992/0420(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)

Procedure subtype	Legislation
Legislative instrument	Directive
Legal basis	EC Treaty (after Amsterdam) EC 137-p2
Stage reached in procedure	Procedure lapsed or withdrawn

## Documentation gateway

Legislative proposal	<a href="#">COM(1992)0234</a> <a href="#">OJ C 025 28.01.1993, p. 0017</a>	16/11/1992	EC	Summary
Economic and Social Committee: opinion, report	<a href="#">CES0466/1993</a> <a href="#">OJ C 161 14.06.1993, p. 0001</a>	28/04/1993	ESC	
Committee report tabled for plenary, 1st reading/single reading	A3-0224/1993 <a href="#">OJ C 255 20.09.1993, p. 0005</a>	01/07/1993	EP	
Text adopted by Parliament, 1st reading/single reading	T3-0423/1993 <a href="#">OJ C 255 20.09.1993, p. 0062-0072</a>	14/07/1993	EP	Summary
Modified legislative proposal	<a href="#">COM(1993)0421</a> <a href="#">OJ C 294 30.10.1993, p. 0004</a>	01/10/1993	EC	Summary
Reconsultation	SEC(1999)0581	28/04/1999	EC	
Committee final report tabled for plenary, 1st reading/single reading	<a href="#">A5-0006/1999</a> <a href="#">OJ C 054 25.02.2000, p. 0010</a>	01/09/1999	EP	
Text adopted by Parliament confirming position adopted at 1st reading	<a href="#">T5-0012/1999</a> <a href="#">OJ C 054 25.02.2000, p. 0055-0075</a>	16/09/1999	EP	Summary

## Health, safety and hygiene: minimum requirements for transport activities

This proposal for an individual directive within the meaning of Directive 89/391 on the introduction of measures to encourage improvements in the safety and health of workers at work concerned the safety and health of workers on means of transport. It covered all types of waterway, air, road and rail transport and all activities on the means of transport (drivers, inspectors, reception staff etc.). It contained minimum requirements relating to the solidity of the means of transport, electrical installations, emergency routes and exits, fire detection and fire fighting, ventilation etc. It also required sanitary facilities, rest rooms and living areas to the extent dictated by the nature and duration of the activity.?

## Health, safety and hygiene: minimum requirements for transport activities

Adopting the report by Mr Stephen Hughes (PSE, UK), the Social Affairs Committee wished to specify and supplement the text of the Directive proposed by the Commission on minimum health and safety requirements for transport activities. Through the 40 or so amendments that it had approved, the Social Affairs Committee stressed that by setting minimum standards, the Directive was not intended to replace the international conventions on transport when the provisions of these conventions offered a higher level of protection.. As regards the scope of application, it noted that the Directive 'does not apply to workplaces, temporary or moving sites, mining industries and fishing vessels'; in practice, these fields were covered by other Directives. It also hoped that the Directive would apply to enterprises established in third countries undertaking transport services within the Community and that it would also cover the activity of workers in the passenger transport sector. The Social Affairs Committee hoped that compliance with the minimum requirements would be achieved within a shorter period (two years) than that proposed by the Commission (three years). Other amendments were intended to step up the provisions on workers' medical screening, workers' consultation/participation and representation, the appropriate organisation of daily working hours and the provision of breaks, and the improvement of a set of practical measures such as signposting of emergency exits, creation of separate workplace areas for smokers and non-smokers, etc. ?

## Health, safety and hygiene: minimum requirements for transport activities

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## Health, safety and hygiene: minimum requirements for transport activities

Parliament adopted the report by Mr Hughes on minimum health and safety requirements for transport activities and workplaces on means of transport. ?

## Health, safety and hygiene: minimum requirements for transport activities

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## Health, safety and hygiene: minimum requirements for transport activities

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In its proposal, the Commission accepted, in whole or in part, 38 of the 42 amendments adopted by the European Parliament. All the amendments augmenting or clarifying the text were accepted, such as those providing greater protection for workers. The 4 amendments that were rejected are as follows: - that extending the scope of application of the text to all activities directly associated with transport; - that excluding the possibility of derogation from freedom of movement in cabs, which was felt to be unrealistic; - that requiring sufficient crews to allow rests to be taken, which was felt to be redundant in view of other, more specific provisions in the text; - that concerning the provision of telephones in rest rooms, which was felt to go beyond what can reasonably be expected in terms of safety and health at work. ?

## Health, safety and hygiene: minimum requirements for transport activities

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The Directorates General or responsible departments have asked for this proposal to be withdrawn. The reasons are indicated as follows: A) for objective reasons (change of de facto situation, objectives already achieved by other means, etc) B) because the Commission has now adopted another approach : - the proposal is replaced implicitly, - a new proposal is in preparation, - no planned replacement.?