

COMMISSION DIRECTIVE 2000/72/EC
of 22 November 2000
adapting to technical progress Council Directive 93/31/EEC on stands for two-wheel motor vehicles
(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS DIRECTIVE:

Having regard to the Treaty establishing the European Community,

Article 1

The Annex to Directive 93/31/EEC is hereby amended in accordance with the Annex to this Directive.

Having regard to Council Directive 92/61/EEC of 30 June 1992 relating to the type-approval of two- or three-wheel motor vehicles ⁽¹⁾, as amended by Directive 2000/7/EC of the European Parliament and of the Council ⁽²⁾, and in particular Article 16 thereof,

Article 2

1. With effect from 1 January 2002, Member States may not, on grounds relating to stands:

Having regard to Council Directive 93/31/EEC of 14 June 1993 on stands for two-wheel motor vehicles ⁽³⁾, and in particular Article 3 thereof,

— 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;

Whereas:

if the stands of those vehicles comply with the requirements of Directive 93/31/EEC, as amended by this Directive.

(1) Directive 93/31/EEC is one of the separate directives under the Community type-approval procedure introduced by Directive 92/61/EEC. The provisions of Directive 92/61/EEC relating to systems, components and separate technical units for vehicles therefore apply to that Directive.

2. With effect from 1 July 2002, 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 Directive 93/31/EEC, as amended by this Directive, are not fulfilled.

(2) Developments in technology now enable Directive 93/31/EEC to be adapted to technical progress. In order to enable the full type-approval system to function properly, it is therefore necessary to clarify or supplement certain requirements of the Directive concerned.

Article 3

1. Member States shall adopt and publish, no later than 31 December 2001, the provisions necessary to comply with this Directive. They shall forthwith inform the Commission thereof.

(3) To this end, it should be specified that when conducting stability tests on an inclined surface, the transverse and longitudinal tilt tests should be carried out separately.

They shall apply those provisions from 1 January 2002.

(4) The measures provided for in this Directive are in accordance with the opinion of the Committee for Adaptation to Technical Progress set up under Article 13 of Council Directive 70/156/EEC of 6 February 1970 on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers ⁽⁴⁾, as last amended by European Parliament and Council Directive 2000/40/EC ⁽⁵⁾,

When Member States adopt those provisions, they shall contain a reference to this Directive or shall be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the texts of the main provisions of national law that they adopt in the field governed by this Directive.

Article 4

This Directive shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Communities*.

⁽¹⁾ OJ L 225, 10.8.1992, p. 72.

⁽²⁾ OJ L 106, 3.5.2000, p. 1.

⁽³⁾ OJ L 188, 29.7.1993, p. 19.

⁽⁴⁾ OJ L 42, 23.2.1970, p. 1.

⁽⁵⁾ OJ L 203, 10.8.2000, p. 9.