L.N. 206 of 2008

PRODUCT SAFETY ACT
(CAP. 427)

Type Approval of Agricultural or Forestry Tractors (Amendment) (No. 2) Regulations, 2008

IN exercise of the powers conferred by article 38 to 40 of the Product Safety Act, the Minister of Finance, the Economy and Investment, on the advice of the Malta Standards Authority has made the following regulations:–

Citation.

1. The title of these regulations is the Type Approval Agricultural or Forestry Tractors (Amendment) (No. 2) Regulations, 2008, and they shall be read and construed as one with the Type Approval Agricultural or Forestry Tractors Regulations, 2005, hereinafter referred to as "the principal regulations". L.N. 123 of 2005.

Scope.

2. This regulation implements the following requirements:–

(a) Directive 2008/2/EC of the European Parliament and of the Council of 15 January 2008 on the field of vision and windscreen wipers for wheeled agricultural or forestry tractors (codified version); and

(b) Council Directive 77/537/EEC of 28 June 1977 on the approximation of the laws of the Member States relating to the measures to be taken against the emission of pollutants from diesel engines for use in wheeled agricultural or forestry tractors.

Substitutes Schedule VIII to the principal regulations.

3. For Schedule VIII to the principal regulations, there shall be substituted the following:–

" Schedule VIII

LIST OF SEPARATE DIRECTIVES, THEIR DATE OF ADOPTION AND ANY OTHER NATIONAL REQUIREMENTS RELEVANT TO THE PARTICULAR DIRECTIVE

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
74/151/EEC	Council Directive of March 4, 1974 on the approximation of the laws of the member states relating to certain parts and characteristics of wheeled agricultural and forestry tractors		L 84, 28.04.1974	The effective date	None
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		88/410/EEC	L 200, 26/07/1988	The effective date	None
		97/54/EEC	L 277, 10.10.1997	The effective date	None
		98/38/EEC	L 170, 16.06.1998	The effective date	None
		2006/26/EC	L 65; 07.03.2006	31st December, 2006	None
74/152/EEC	Council Directive of March 4, 1974 on the approximation of the laws of the member states relating to the maximum design speed of and load platforms for		L 84, 28.03.1974	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	wheeled agricultural or forestry tractors				
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		88/412/EEC	L 200, 27.12.1988	The effective date	None
		97/54/EEC	L 277, 10.10.1997	The effective date	None
		98/89/EEC	L 322 , 20.11.1998	The effective date; except for Article 2.2 which will be adopted on 01.10.2004as required by the directive.	None
74/346/EEC	Council Directive of June 25, 1974 on the approximation of the laws of the member states relating to rear view mirrors for wheeled agricultural or forestry tractors		L 191, 15.07.1974	The effective date	None
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		97/54/EEC	L 277, 10.10.1997	The effective date	None
		98/40/EC	L 171, 17.06.1998	The effective date	None
75/321/EEC	Council Directive of May 20, 1975 on the approximation of the laws of the member states relating to the steering equipment of wheeled agricultural or forestry tractors		L 147, 09.06.1975	The effective date	None
		82/890/EEC	L 378,	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
			31.12.1982		
		88/411/EEC	L 200/30, 26.07.1988	The effective date	None
		97/54/EC	L 277, 10.10.1997	The effective date	None
		98/39/EC	L 170, 16.06.1996	The effective date	None
75/322/EEC	Council Directive of May 20, 1975 on the approximation of the laws of the member states relating to the suppression of radio interference produced by spark-ignition engines fitted to wheeled agricultural or forestry tractors		L 147, 09.06.1975	The effective date	None
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		97/54/EC	L 277, 10.10.1997	The effective date	None
		2000/2/EC	L21, 26.01.2000	The effective date; except for Article 2.4 which will be adopted on 01.10.2008as required by the directive.	None
		2001/3/EC	L 28, 30.01.2001	The effective date	None
		2006/96/EC	L363, P.81, 20.12.2006	20.11.2006	None
76/432/EEC	Council Directive of April 6, 1976 on the approximation of the laws of the member states relating to the braking devices of wheeled		L 122, 08.05.1976	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	agricultural or forestry tractors				
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		96/63/EC	L 253, 30.09.1996	The effective date	None
		97/54/EC	L 277, 10.10.1997	The effective date	None
71/320/EEC	Council Directive of July 26, 1971 on the approximation of the laws of the member states relating to the braking devices of certain categories of motor vehicles and of their trailers		L 202, 06.09.1971	With respect to these regulations - The effective date	
		74/132/EEC	L 74/78, 19.03.1974	With respect to these regulations - The effective date	With respect to these regulations - none
		75/524/EEC	L 263/3-4, 08.09.1975	With respect to these regulations - The effective date	With respect to these regulations - none
		79/489/EEC	L 128/12-13, 26.05.1979	With respect to these regulations - The effective date	With respect to these regulations - none
		85/647/EEC	L 380/1-2, 31.12.1985	With respect to these regulations - The effective date	With respect to these regulations - none
		88/194/EEC	L 92/47-49, 04.04.1988	With respect to these regulations - The effective date	With respect to these regulations - none
		91/422/EEC	L 233/21-29,22.08.1991	With respect to these regulations - The effective date	With respect to these regulations - none
		98/12/EC	L 81, 18.03.1998	With respect to these regulations - The effective date	With respect to these regulations - none
		2002/78/EC	L 267, 04.10.2002	With respect to these regulations - The effective date	With respect to these regulations - none

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
76/763/EEC	Council Directive of July 27, 1976 on the approximation of the laws of the member states relating to passenger seats for wheeled agricultural or forestry tractors		L 262, 27.09.1976	The effective date	None
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		97/54/EEC	L 277, 10.10.1997	The effective date	None
		1999/86/EC	L 297, 18.11.1999	The effective date	None
77/311/EEC	Council Directive of March 29, 1977 on the approximation of the laws of the member states relating to the driver-perceived noise level of wheeled agricultural or forestry tractors		L 105, 28.04.1977	The effective date	None
		82/890/EEC	L 378, 31.12.1982	The effective date	None
		96/627/EC (decision)	L 282, 01.11.96	The effective date	None
		97/54/EC	L 277, 10.10.1997	The effective date	None
		2000/63/EC (decision)	L 22, 27.01.2000	The effective date	None
		2006/26/EC	L 65; 07.03.2006	31st December, 2006	None
77/536/EEC	Council Directive		L 220,	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	of March 29, 1977 on the approximation of the laws of the member states relating to the driver-perceived noise level of wheeled agricultural or forestry tractors		29.08.1977		
		87/354/EEC	L 192, 11.07.1987	The effective date	None
		89/680/EEC	L 398, 21.12.89	The effective date	None
		1999/55/EEC	L 146, 11.06.1999	The effective date	None
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None
78/764/EEC	Council Directive of July 25, 1978 on the approximation of the laws of the member states relating to the driver's seat on wheeled agricultural or forestry tractors		L 255, 18.09.1978	The effective date	
		82/890/EEC	L 378 31.12.1982	The effective date	None
		83/190/EEC	L 109 26.04.1983	The effective date	None
		88/465/EEC	L 228 17.08.1988	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
		1999/57/EC	L 148 15.06.1999	The effective date	None
		2006/96/EC	L363, P.81	20.11.2006	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
			20.12.2006		
78/933/EEC	Council Directive of July 25, 1978 on the approximation of the laws of the member states relating to the installation of lighting and light-signaling devices on wheeled agricultural or forestry tractors		L 325 20.11.1978	The effective date	None
		82/890/EEC	L 378 31.12.1982	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
		1999/56/EC	L 146 11.06.1999	The effective date	None
		2006/26/EC	L 65; 07.03.2006	31st December, 2006	None
79/532/EEC	Council Directive of July 25, 1978 on the approximation of the laws of the member states relating to the installation of lighting and light-signaling devices on wheeled agricultural or forestry tractors		L 145 13.06.1979	The effective date	None
		82/890/EEC	L 378 31.12.1982	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
79/533/EEC	Council Directive of July 25, 1978 on		L 145 17.05.1979	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	the approximation of the laws of the member states relating to the coupling device and the reverse of wheeled agricultural or forestry tractors				
		82/890/EEC	L 378 31.12.1982	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
		1999/58/EC	L 148 15.06.1999	The effective date	None
79/622/EEC	Council Directive of June 25, 1979 on the approximation of the laws of the member states relating to the roll-over protection structures of wheeled agricultural or forestry tractors		L179 17.07.1979	The effective date	None
		82/953/EEC	L 386 31.12.1982	The effective date	None
		87/354/EEC	L 192 11.07.1987	The effective date	None
		88/413/EEC	L 200 26.07.1988	The effective date	None
		1999/40/EC	L 124 18.05.1999	The effective date	None
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None
80/720/EEC	Council Directive of June 25, 1979 on the approximation of the laws of the member states relating to the operating space,		L 194 28.07.1980	The effective date	none

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	access to the driving position and the doors and windows of wheeled agricultural or forestry tractors				
		82/890/EEC	L 378 31.12.1982	The effective date	None
		88/414/EEC	L 200 26.07.1988	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
86/297/EEC	Council Directive of June 25, 1979 on the approximation of the laws of the member states relating to the power take-offs of wheeled agricultural or forestry tractors		L 186 08.07.1986	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
86/298/EEC	Council Directive of May 25, 1986 on rear mounted roll-over protection structures of narrow-track wheeled agricultural or forestry tractors		L 186 08.07.1986	The effective date	None
		89/682/EEC	L 398 12.12.1989	The effective date	None
		2000/19/EC	L 94 13.04.2000	The effective date	None
		2005/67/EC	L 273 19.10.2005	From 1st January 2006	None
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
86/415/EEC	Council Directive of July 24, 1986 on the installation, location, operation and identification of the controls of wheeled agricultural or forestry tractors		L 240 24.07.1986	The effective date	none
		97/54/EC	L 240 24.07.1986	The effective date	None
87/402/EEC	Council Directive of July 24, 1986 on roll-over protection structures mounted in front of the drivers seat on barrow-track wheeled agricultural or forestry tractors		L 220 08.08.1987		
		89/681/EEC	L 398 12.12.1989	The effective date	None
		2000/22/EC	L 107 04.05.2000	The effective date	None
		2005/67/EC	L 273 19.10.2005	From 1st January 2006	None
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None
89/173/EEC	Council Directive of July 25, 1978 on the approximation of the laws of the member states relating to certain components and characteristics of wheeled agricultural or forestry tractors		L 67 10.05.1989	The effective date	None
		97/54/EEC	L 277	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
			10.10.1997		
		2000/1/EC	L 21 26.01.2000	The effective date	None
		2006/26/EC	L 65; 07.03.2006	31st December, 2006	None
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None
92/22/EC	Council Directive of March 31, 1992 on safety glazing and glazing materials on motor vehicles and their trailers		L 129 14.05.1992	With respect to these regulations - The effective date	With respect to these regulations - none
		2001/92/EC	L 291 08.11.2001	With respect to these regulations - The effective date	With respect to these regulations - none
2000/25/EC	Council Directive of May 22, 2000 on action to be taken against the emission of gaseous and particulate pollutants by engines intended to power agricultural or forestry tractors.		L 173 12.07.2000	The effective date – with the following addition : Following Article 4 paragraph 5of directive 2000/25/EC as amended by 2005/13/EC the dates of Article 4 paragraph 3 shall be postponed by 2 years. The conditions in the Article 4 paragraph 5 still apply.	Following Article 4 paragraph 5 : Article 10 of Directive 97/68/EC, the Maltese legal tool for granting the exceptions is regulation 9 of L.N. 229 of 2001 (Measures against the Emission of Gaseous and Particulate Pollutants from internal Combustion engines (non-road mobile machinery) Regulations, 2001
		2005/13/EC	L 55 01.03.2005	From 1st January 2006 – see above	From 1st January 2006 - see above.
		2006/96/EC	L363, P.81 20.12.2006	20.11.2006	None
77/537/EEC	Council Directive of 28 June 1977 on the approximation of the laws of the Member States relating to the measures to be		L 220 29.08.1977	The effective date	None

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	taken against the emission of pollutants from diesel engines for use in wheeled agricultural or forestry tractors.				
		82/890/EEC	L 378 31.12.1982	The effective date	None
		97/54/EC	L 277 10.10.1997	The effective date	None
76/115/EEC	Council Directive of December 18, 1975 on the approximation of the laws of the Member States relating to anchorage for motor-vehicles safety belts.		L 24 30.01.1976	With respect to these regulations - The effective date	
		81/575/EEC	L 209 20.07.1981	With respect to these regulations - The effective date	With respect to these regulations – none
		82/318/EEC	L 139 19.05.1982	With respect to these regulations - The effective date	With respect to these regulations – none
		90/629/EEC	L 314; 06.12.1990	With respect to these regulations - The effective date	With respect to these regulations – none
		96/38/EC	L 187 26.07.1996	With respect to these regulations - The effective date	With respect to these regulations – none
77/541/EEC	Council Directive of June 28, 1977 on the approximation of the laws of the member states relating to safety belts and restraints systems of motor vehicles.		L 220 29.08.1977	With respect to these regulations - The effective date	With respect to these regulations – none

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
		81/576/EEC	L 209 29.07.1981	With respect to these regulations - The effective date	With respect to these regulations – none
		82/319/EEC	L 139 19.05.1982	With respect to these regulations - The effective date	With respect to these regulations – none
		87/354/EEC	L 192 11.07.1987	With respect to these regulations - The effective date	With respect to these regulations – none
		90/628/EEC	L 341 06.12.1990	With respect to these regulations - The effective date	With respect to these regulations – none
		96/36/EC	L 178 17.07.1996	With respect to these regulations - The effective date	With respect to these regulations – none
		2000/3/EC	L 53 25.02.2000	With respect to these regulations - The effective date	With respect to these regulations – none
75/443/EEC	Council Directive of June 26, 1975 on the approximation of the laws of the member states relating to the reverse and speedometer equipment of motor vehicles		L 196 26.07.1975	With respect to these regulations - The effective date	With respect to these regulations – Following article 5 of the directive speedometer equipment shall be marked in either: a) Kilometers per hour only b) or kilometers per hour & miles per hour
		97/39/EC	L 177 05.07.1997	With respect to these regulations - The effective date	With respect to these regulations – none
91/226/EEC	Council Directive of March 27, 1991 on the approximation of		L 103 23.04.1991	With respect to these regulations - The effective date	With respect to these regulations – none

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	the laws of the member states relating to the spray-suppression systems of certain categories of motor vehicles and their trailers				
92/24/EEC	Council Directive of March 27, 1991 on the approximation of the laws of the member states relating to speed limitation devices or similar speed limitation on-board systems of certain categories of motor vehicles		L 129 14.05.1992	With respect to these regulations - The effective date	With respect to these regulations – none
89/297/EEC	Council Directive of April 13, 1989 on the approximation of the laws of the member states relating to the lateral protection (side guards) of certain motor vehicles and their trailers		L 124 05.05.1989	With respect to these regulations - The effective date	With respect to these regulations – none
2008/2/EC	DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 15 January 2008 on the field of		L 24, 29.1.2008	1st May 2008 Repealing Directive 74/347/EEC with its successive amendments. (referred to in Article 6)	

Base Directive no.	Title of Base Directive	Amending Directive No.	Official Journal reference	Date of Adoption	National Requirements relevant to the particular Directive
	vision and windscreen wipers for wheeled agricultural or forestry tractors				

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