



Volketswil, 9 November 2009

**EGEA – WG 1 – Meeting, Brussels**  
**30th October 2009 from 10.00 – 14.30, EGEA Offices**  
**Minutes**

**Subject:** Machinery Directive 2006/42/EC and Revision of Norm EN 1493

**Chairman:** FRITSCHI Hans-Peter

**Participants:** HANSEN Arild / ABL, DRUST Peter / ASA, GARRAT Dave / GEA, FELDMEIER Thomas / MAHA, HELLEBAUT Nico / TAE, PEREZ Vicente / VEYLEN / GRZYMALA Lucian / STM, SOSNOWOSKI Rafal / STM.

**1. Welcome**

The chairman welcomed the participants with a big thank you for taking the time to come.

**2. Roll call of participants**

Since there are many new members each participant presented his professional status.

**3. Adoption of the Agenda**

No further items for discussion where requested.

**4. New Machinery Directive 2006/42/ EC = MD**

Various items of the new MD which are relevant to our equipment production have been discussed in the group according the KAN-Documentation and comments dated 17<sup>th</sup> May 2006. This document is attached to these minutes.

The group achieved the following conclusions:

- all equipment and machines manufactured as from 29th December 2009 and placed in the market must meet the new MD.
- there is no transition period since the MD was published on the 17th May 2006 and therefore the manufacturer had enough time to adapt and implement the new MD on their equipment.
- however, there is one exception : « Equipment and machines placed on the market before 29<sup>th</sup> December 2009 », that means sent to dealers, distributors or warehouses, in order to make it available for the market (customers), can still be sold and installed after the 29th December 2009 under the old MD 98/37/EC.
- that means, all equipment and machines produced according to the old MD and put in stock of dealers and distributors before the 29th December 2009.

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- there is an explanation and the right wording of the meaning of “placed on the market” in the EU-Commission’s “**Blue guide**” which can be read as follows:
 

*A product is placed on the Community market when it is made available the first time. This is considered to take place when a product is transferred from the stage of manufacture with the intention of distribution or use on the EU market.*
- this is as well according to the actual warranty legislation.
- the main changes of the new MD relates mostly to the documentation and instructions. Therefore almost every manufacturer of garage equipment should be able to perform the necessary changes in due time. The Blue Guide can be found at [http://www.netinform.net/Vorschriften/DG/ped\\_en/bg\\_2\\_3\\_en.htm](http://www.netinform.net/Vorschriften/DG/ped_en/bg_2_3_en.htm).

## **5. ASA – Statement**

This statement was one of the reasons that WG 1 called for a meeting. It contains more or less the actual situation and says what has to be done. However, it might be somehow confusing for certain manufacturers. For those who didn’t receive it, it is attached to these minutes.

### **5.a Frequently asked questions / Trabold**

We received this document from the Convenor of CEN/TC 98 WG 3 who is in charge of the revision of the EN 1493. It gives good exemplary answers on how to proceed with the new MD and should help the manufacturer to adapt to all the changes.

## **6. Revision of the EN 1493**

All the major changes and additional points have been showed to the group according to the latest version of EN 1493 Rev 8a. Since the final meeting of CEN/TC 98 WG 3 in June 2009 in Mannheim, there have been some changes due to an intervention by the CEN consultant Mr. Juhlin. He was particularly concerned that we do not require a load control, what he finally accepted. Therefore, there is some delay in preparing the official document for the formal vote by the member States. If this will be positive, what we hope, the new EN 1493 will be applied as of the 1st January 2011 only. There are some concerns, since there is gap between the new MD and EN 1493 of one year. That means lift manufacturers have to produce equipment in 2010 according to the new MD, but still according to the previous EN 1493.

## **7. Implementation of the new Machinery Directive and EN 1493**

As already said, the new MD has to be adapted to all machines placed on the market after 29<sup>th</sup> December 2009 and the new version of EN 1493 as of the 1<sup>st</sup> January 2011. The gap of one year shouldn’t create any big problem, because the changes of new MD are more or less documentation and instruction, but the changes of EN 1493 contains more product improvements and new operating possibilities. This gives the manufacturer some good time to arrange the necessary changes and improvements. (e. g. reinforcing the supporting arms on 2 post lifts with a capacity of more than 3.5 tons).

## **8. Conclusion / Statement of WG 1**

The working group agreed to formulate a statement for distribution to the member associations and their members. It was clearly stated, that this is a working document with the

interpretation of the EGEA-Working group WG 1 and has no legal character (Please see attachment).

It has been agreed as well, that the WG 1 will meet again next spring 2010, either in Geneva or Warsaw in order to discuss the reaction on the market.

#### **9. Any other business**

There will be some official information meetings by the EU commission regarding the application of the new Machinery Directive as follows:

**18th /19th November 2009** in Brussels - Editorial group meeting

**30th Nov/1st Dec. 2009** in Brussels - Workshop-Group meeting

**9th December 2009** in Brussels - Conference / Machinery in Europe

If anybody can attend in the name of EGEA or wants to get some more informations please get in touch immediate with the EGEA-Secretary Eléonore van Haute ([secretariat@egea-association.eu](mailto:secretariat@egea-association.eu)).

Before closing the meeting, the chairman expressed his wish, to put the lead of WG 1 in the near future in new hands. Any interested candidate should address himself directly to the chairman.

The meeting was closed with a big compliment to the participants for their engagement and very open discussion.

For the minutes:

Hans-Peter Fritschi

#### Enclosures:

- Machinery Directive MD 2006/42/EC
- Frequently asked questions about new MD
- EN 1493 Rev.8a