COMMISSION DECISION

of 19 June 1996

concerning a request for exemption made by Italy pursuant to Article 8 (2) (c) of Council Directive 70/156/EEC on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers

(Only the Italian text is authentic)

(96/397/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to 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 [1], as last amended by Commission Directive 95/54/EC [2], and in particular Article 8 (2) (c) thereof,

Whereas on 1 March 1996 Italy lodged a request, received by the Commission on 4 March 1996, which contained the information required by Article 8 (2) (c); whereas the request concerns the fitting of a certain type of vehicle with a third stop lamp, falling within category ECE S3 by virtue of ECE (United Nations Economic Commission for Europe) Regulation No 7 and fitted in accordance with ECE Regulation No 48;

Whereas the reasons given in the request, according to which the fitting of the stop lamps and the stop lamps themselves do not meet the requirements of Council Directive 76/758/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to end-outline marker lamps, front position (side) lamps, rear position (side) lamps and stop lamps for motor vehicles and their trailers [3], as last amended by Commission Directive 89/516/EEC [4], or of Council Directive 76/756/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to the installation of lighting and light-signalling devices on motor vehicles and their trailers [5], as last amended by Commission Directive 91/663/EEC [6], are well founded; whereas the descriptions of the tests, the results thereof and their compliance with ECE Regulations Nos 7 and 48 ensure a satisfactory level of safety;

Whereas the Community Directives concerned will be amended in order to authorize the production and fitting of such stop lamps;

Whereas the measure provided for in this Decision is in accordance with the opinion of the Committee on the Adaptation to Technical Progress, set up by Directive 70/156/EEC,

HAS ADOPTED THIS REGULATION:

Article 1

The request for exemption made by Italy concerning the production and fitting of a third stop lamp, falling within category ECE S3 by virtue of ECE Regulation No 7 and fitted on the type of vehicle concerned in accordance with ECE Regulation No 48, is approved.

Article 2

This Decision is addressed to the Italian Republic.

Done at Brussels, 19 June 1996.

For the Commission

Martin BANGEMANN

Member of the Commission

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[1] OJ No L 42, 23. 2. 1970, p. 1.
[2] OJ No L 266, 8. 11. 1995, p. 1.
[3] OJ No L 262, 27. 9. 1976, p. 54.
[4] OJ No L 265, 12. 9. 1989, p. 1.
[5] OJ No L 262, 27. 9. 1976, p. 1.
[6] OJ No L 366, 31. 12. 1991, p. 17.