

Tuesday 23 September 2008

Roadworthiness tests for motor vehicles and their trailers (recast version) *I**

P6_TA(2008)0433

European Parliament legislative resolution of 23 September 2008 on the proposal for a directive of the European Parliament and of the Council on roadworthiness tests for motor vehicles and their trailers (recast) (COM(2008)0100 — C6-0094/2008 — 2008/0044(COD))

(2010/C 8 E/33)

(Codecision procedure — recast)

The European Parliament,

- having regard to the Commission proposal to the European Parliament and the Council (COM(2008)0100),
 - having regard to Article 251(2) and Article 71 of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C6-0094/2008),
 - having regard to the undertakings given by the Council representative by letter of 3 September 2008 to adopt the proposal as amended, in accordance with Article 251(2), second subparagraph, first indent of the EC Treaty,
 - having regard to the Interinstitutional Agreement of 28 November 2001 on a more structured use of the recasting technique for legal acts ⁽¹⁾,
 - having regard to Rules 80a and 51 of its Rules of Procedure,
 - having regard to the report of the Committee on Legal Affairs and the opinion of the Committee on Transport and Tourism (A6-0299/2008),
- A. whereas, according to the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission, the proposal in question does not include any substantive amendments other than those identified as such in the proposal and whereas, as regards the codification of the unchanged provisions of the earlier acts together with those amendments, the proposal contains a straightforward codification of the existing texts, without any change in their substance,
1. Approves the Commission proposal as adapted to the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission and as amended below;
 2. Calls on the Commission to refer the matter to Parliament again if it intends to amend the proposal substantially or replace it with another text;
 3. Instructs its President to forward its position to the Council and the Commission.

⁽¹⁾ OJ C 77, 28.3.2002, p. 1.

P6_TC1-COD(2008)0044**Position of the European Parliament adopted at first reading on 23 September 2008 with a view to the adoption of Directive 2008/.../EC of the European Parliament and of the Council on roadworthiness tests for motor vehicles and their trailers (recast)**

(As an agreement was reached between Parliament and Council, Parliament's position at first reading corresponds to the final legislative act, Directive 2009/40/EC.)
