

Committee on Technical Barriers to Trade

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1.	Member to Agreement notifying: <u>NETHERLANDS</u> If applicable, name of local government involved (Articles 3.2 and 7.2):
2.	Agency responsible: Ministry for Social Affairs and Employment Agency or authority designated to handle comments regarding the notification shall be indicated if different from above: National Enquiry Point - EC WTO-TBT Enquiry Point
3.	Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Moveable scaffolding
5.	Title, number of pages and language(s) of the notified document: Regulation of the State Secretary for Social Affairs and Employment Implementing Article 11, First and Third Paragraphs, of the Dangerous Equipment Act (Exemption for Moveable Scaffolding).
6.	<p>Description of content: Regarding moveable scaffolding, exemption is granted from the manufacturing and inspection regulations of the Lifts Decree I, provided that they meet the basic safety and health requirements pertaining to the design and construction of machinery and safety components (art. 2 (a), first sentence) as contained in appendix 1 of Directive No. 89/392/EEC. Moreover, technical measures need to be put in place in order to prevent the risk of objects falling from the lift platform, the danger present under the pathway of the lift platform at the bottom setting and the risk involved in stepping from one platform to another at a certain height (art. 2 (a), second sentence). The maximum speed of movement of the lift platform shall not exceed 0.2 m/s (art. 2 (b)).</p> <p>Moveable scaffolding needs to be operated by manual control (art. 2 (b)). It also needs to be subject to a type approval and a periodical, six-monthly inspection following its commissioning (art. 2 (c) and (g)). The Regulation contains a provision of mutual recognition (art. 2 (h)).</p>
7.	Objective and rationale, including the nature of urgent problems where applicable: Since Directives 89/392/EEC and 95/16/EC do not apply to moveable scaffolding, the Lifts Decree I, based on the Dangerous Equipment Act, shall apply. Since the regulations of the Lifts Decree I do not pertain to moveable scaffolding, it is exempted under certain provisions. The objective is the safe use of moveable scaffolding as a builder's hoist.
8.	Relevant documents: Dangerous Decree I, Lifts Decree I

9.	Proposed date of adoption: 13 October 1998 Proposed date of entry into force: 14 October 1998
10.	Final date for comments: 12 October 1998
11.	Texts available from: National enquiry point <input checked="" type="checkbox"/> or address, e-mail and telefax number of the other body: