COMMISSION DIRECTIVE

of 11 July 1985

adapting to technical progress Council Directive 79/113/EEC on the approximation of the laws of the Member States relating to the determination of the noise emission of construction plant and equipment

(85/405/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 79/113/EEC of 19 December 1978 on the approximation of the laws of the Member States relating to the determination of the noise emission of construction plant and equipment (1), as last amended by Directive 81/1051/EEC (2), and in particular Articles 3, 4 and 5 thereof,

Whereas, in view of experience gained and of the state of the art, it is now necessary to match the requirements of Annex I and Annex II of Directive 79/113/EEC to the actual test conditions;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Committee on the Adaptation to Technical Progress of the Directive on the Determination of the Noise Emission of Construction Plant and Equipment,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Annex I and Annex II to Directive 79/113/EEC are hereby amended in accordance with the Annex to this Directive.

Article 2

The Member States shall, by 26 March 1986, adopt and publish the provisions required to comply with this Directive and shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 11 July 1985.

For the Commission
Stanley CLINTON DAVIS
Member of the Commission

(1) OJ No L 33, 8. 2. 1979, p. 15.
(2) OJ No L 376, 30. 12. 1981, p. 49.