II

(Acts whose publication is not obligatory)

COMMISSION

COMMISSION DIRECTIVE

of 27 July 1976

adapting to technical progress Council Directive 73/360/EEC of 19 November 1973 on the approximation of the laws of the Member States relating to non-automatic weighing machines

(76/696/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 71/316/EEC of 26 July 1971 on the approximation of the laws of the Member States relating to common provisions both for measuring instruments and methods of metrological control (1), as amended by the Act of Accession (2), and in particular Articles 17, 18 and 19 thereof,

Having regard to Council Directive 73/360/EEC of 19 November 1973 on the approximation of the laws of the Member States relating to non-automatic weighing machines (3),

Whereas, since the preparation and adoption of Council Directive 73/360/EEC, new and more advanced weighing systems have been developed; whereas new designs have appeared or are planned; whereas the said Directive should therefore be amended to take account of technical progress;

Whereas under Article 4 (1) of Directive 73/360/EEC Ireland and the United Kingdom have five years in order to comply with it; whereas this period should therefore be taken into account in this Directive;

Whereas the provisions of this Directive are in accordance with the opinion of the Committee to Adjust to Technical Progress those Directives which Concern the Elimination of Technical Barriers to Trade in Measuring Instruments,

HAS ADOPTED THIS DIRECTIVE:

Article 1

In the Annex to Council Directive 73/360/EEC of 19 November 1973, the texts of items 2.2.2.2, 2.2.2.4, 3.2.1.2, 3.2.2.2, 3.2.2.2.2.2, 3.2.7, 4.3.4, 6.2.1.2, 8.2.2, 10.7.1, 10.7.3, 10.7.4, 10.7.5, 10.7.6, 10.13.2.1.3, 10.13.2.2.3, 11.5.2.2.1 and 11.5.2.2.3 are hereby amended in accordance with the Annex hereto. Items 2.2.2.8 and 2.2.2.9 are hereby added. Item 9.1 is hereby deleted.

Article 2

1. Member States shall adopt the laws, regulations and administrative provisions needed in order to comply with this Directive in such a manner that these provisions shall take effect one year after the date of notification of this Directive.

2. However, in the event of Ireland and the United Kingdom implementing the provisions of the Council Directive of 19 November 1973 at any time later than the date fixed in the preceding paragraph, the provisions of this Directive shall take effect simultaneously therewith.

3. Member States shall communicate the texts of the provisions of national law which they adopt in the field covered by this Directive to the Commission.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 27 July 1976.

For the Commission

Finn GUNDELACH

Member of the Commission

(1) OJ No L 202, 6. 9. 1971, p. 1.
(2) OJ No L 73, 27. 3. 1972, p. 14.
(3) OJ No L 335, 5. 12. 1973, p. 1.

ANNEX

2.2.2.2. Zero setting device

Device for setting the indication of the machine to zero when the load receptor is empty.

2.2.2.2.1. Non-automatic device

Device for setting the machine to zero by an operator.

2.2.2.2.2. Semi-automatic device

Device for setting the machine to zero automatically following a manual command.

2.2.2.2.3. Automatic device

Device for setting the machine to zero automatically without intervention by an operator.

2.2.2.2.4. Automatic zero correction device

Device for correcting automatically the deviations from zero on each weighing result.

2.2.2.4. Tare device

Device for resetting the indication of an instrument to zero when a load is placed on the load receptor :

— either balancing the tare without intruding on the weighing range of the machine (tare adding device),

— or subtracting the tare from the weighing result, thus reducing the weighing range of the machine (tare subtracting device).

2.2.2.4.1. Non-automatic device

Device for balancing the tare by an operator.

2.2.2.4.2. Semi-automatic device

Device for balancing the tare automatically following a single manual command.

2.2.2.4.3. Automatic device

Device for balancing the tare automatically without intervention by an operator.

2.2.2.8. Indication stabilizing device

Device for obtaining a stable indication against disturbances within a given range.

2.2.2.9. Oscillation integrating device

Device for obtaining a stable indication corresponding to the mean of the oscillations.

3.2.1.2. Graduated machines (1)

and

3.2.2.2. Graduated machines (1)

footnote :

(1) For machines fitted with a device for interpolation of reading, or with an indicating device on which the last figure is clearly differentiated from the other figures, see items 3.2.6 and 3.2.7.